

ESTTA Tracking number: **ESTTA956787**

Filing date: **02/27/2019**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	Marvel Characters, Inc.
Granted to Date of previous extension	03/03/2019
Address	500 South Buena Vista Street Burbank, CA 91521 UNITED STATES
Attorney information	Linda K. McLeod Kelly IP, LLP 1300 19th St, NW, Suite 300 Washington, DC 20036 UNITED STATES linda.mcleod@kelly-ip.com, danielle.johnson@kelly-ip.com, lit-docketing@kelly-ip.com no phone number provided

Applicant Information

Application No	87821460	Publication date	09/04/2018
Opposition Filing Date	02/27/2019	Opposition Period Ends	03/03/2019
Applicant	Goode Enterprise Solutions, Inc. 1140 US HW 287 Ste 400-266 Broomfield, CO 80020 UNITED STATES		

Goods/Services Affected by Opposition


Class 016. First Use: 2016/01/01 First Use In Commerce: 2016/01/01 All goods and services in the class are opposed, namely: paper goods, namely, comic books; Comic-strips; Posters; Magazines featuring printed stories in illustrated form and comic book stories and artwork; Printed periodicals in the field of comic book stories and artwork; Printed visuals in the nature of comic book stories and artwork; Series of fiction books; trading cards, namely, collectible trading cards
Class 025. First Use: 2016/01/01 First Use In Commerce: 2016/01/01 All goods and services in the class are opposed, namely: clothing, namely, T-shirts, sweatshirts, pajamas, hats, bandanas, socks, Halloween and masquerade costumes for men, women and children
Class 041. First Use: 2016/01/01 First Use In Commerce: 2016/01/01 All goods and services in the class are opposed, namely: entertainment services in the field of film and television, namely, the production and distribution of motion picture films, animated movies, television programs and creation, production and distribution of computer generated images for motion picture films, animated movies, videos, animated videos, television programs; animation production

services; providing television and motion picture audio and visual special effects animation services for film, video and television; film studios services, namely, pre-production, and post-production for motion pictures, videos, animation and television programs; production of sound recordings; providing on-line non-downloadable interactive computer game software over an electronic network that may be accessed network-wide by network users; providing online computer games; providing websites featuring information in the field of entertainment relating to comic books, motion picture films, animated television programs and video games; providing news and information in the field of entertainment relating to comic books, motion picture films, animated television programs and video games over an electronic network; amusement park and theme park services; educational services, namely, developing, arranging and conducting educational seminars and programs in the field of comic books; and subscription-based online on video services, namely, providing films not downloadable via video-on-demand transmission services


Grounds for Opposition

Priority and likelihood of confusion	Trademark Act Section 2(d)
Dilution by blurring	Trademark Act Sections 2 and 43(c)


Marks Cited by Opposer as Basis for Opposition


U.S. Registration No.	4568503	Application Date	06/18/2010
Registration Date	07/15/2014	Foreign Priority Date	NONE
Word Mark	GUARDIANS		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 041. First use: First Use: 2009/10/09 First Use In Commerce: 2009/10/09 Electronic publishing services, namely, online publication of comic books, comic magazines and graphic novels featuring fictional action adventure stories and characters, all of the foregoing relating to a group of fictional comic book characters		


U.S. Registration No.	4857809	Application Date	10/08/2014
Registration Date	11/24/2015	Foreign Priority Date	NONE
Word Mark	GUARDIANS 3000		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 016. First use: First Use: 2014/10/01 First Use In Commerce: 2014/10/01 Comic books; printed periodicals in the field of comic book stories and artwork; printed visuals in the nature of comic book stories and artwork; posters


U.S. Registration No.	4923543	Application Date	07/14/2014
Registration Date	03/22/2016	Foreign Priority Date	NONE
Word Mark	GUARDIANS OF THE GALAXY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 021. First use: First Use: 2014/09/24 First Use In Commerce: 2014/09/24 Beverageware; cups; lunch boxes; lunch kits comprising lunch boxes and insulated beverage containers for domestic use; mugs; plates; paper plates; thermal insulated containers for food or beverage		


U.S. Registration No.	4989190	Application Date	07/14/2014
Registration Date	06/28/2016	Foreign Priority Date	NONE
Word Mark	GUARDIANS OF THE GALAXY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 018. First use: First Use: 2014/09/24 First Use In Commerce: 2014/09/24 All-purpose carrying bags; backpacks; book bags; knapsacks; luggage tags; shopping bags made of textile; tote bags; umbrellas; waist packs		


U.S. Registration No.	4571690	Application Date	12/10/2013
Registration Date	07/22/2014	Foreign Priority Date	NONE
Word Mark	GUARDIANS OF THE GALAXY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 2011/05/24 First Use In Commerce: 2011/05/24 Downloadable electronic publications in the nature of comic books, comic magazines and stories in illustrated form		

U.S. Registration No.	4773398	Application Date	06/24/2013
Registration Date	07/14/2015	Foreign Priority Date	NONE
Word Mark	GUARDIANS OF THE GALAXY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 2014/09/00 First Use In Commerce: 2014/09/00 audio books in the nature of novels; audio recordings featuring music; downloadable sound recordings featuring music for wireless communications devices; audio and visual recordings featuring live-action entertainment, music and stories for children; musical recordings; consumer electronics, namely, mouse pads, calculators, headphones, walkie-talkies, cases for cellular telephones; decorative magnets		

U.S. Registration No.	4704586	Application Date	06/24/2013
Registration Date	03/17/2015	Foreign Priority Date	NONE
Word Mark	GUARDIANS OF THE GALAXY		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 025. First use: First Use: 2014/05/15 First Use In Commerce: 2014/05/15 Headwear; clothing, namely, belts, bottoms, costumes for use in role-playing games, gloves, Halloween costumes, jackets, loungewear, pants, shirts, sleepwear and tops


U.S. Registration No.	4983544	Application Date	06/24/2013
Registration Date	06/21/2016	Foreign Priority Date	NONE
Word Mark	GUARDIANS OF THE GALAXY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 2016/03/16 First Use In Commerce: 2016/03/16 Audio and visual recordings featuring animated entertainment and games for children; sunglasses		


U.S. Registration No.	4756522	Application Date	06/24/2013
Registration Date	06/16/2015	Foreign Priority Date	NONE
Word Mark	GUARDIANS OF THE GALAXY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 2015/03/31 First Use In Commerce: 2015/03/31 Footwear; clothing, namely, aprons, beachwear, hosiery, socks, sweatshirts, swimwear and underwear		

U.S. Registration No.	4786360	Application Date	06/24/2013
Registration Date	08/04/2015	Foreign Priority Date	NONE
Word Mark	GUARDIANS OF THE GALAXY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 028. First use: First Use: 2014/11/00 First Use In Commerce: 2014/11/00 Card games; children's multiple activity toys; Christmas tree ornaments and decorations; electric action toys; musical toys; playing cards; skateboards; talking toys; target games; toy model hobbycraft kits		


U.S. Registration No.	4717159	Application Date	06/24/2013
Registration Date	04/07/2015	Foreign Priority Date	NONE
Word Mark	GUARDIANS OF THE GALAXY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 028. First use: First Use: 2011/10/01 First Use In Commerce: 2011/10/01 Action figures and accessories therefor; board games; balloons; bobblehead dolls; children's play cosmetics; collectable toy figures; jigsaw puzzles; parlor games; plush toys; stuffed toys; toy action figures and accessories therefor; toy building blocks; toy vehicles; toy figures; toy banks; toy watches; toy weapons		

U.S. Registration No.	4716788	Application Date	06/15/2012
Registration Date	04/07/2015	Foreign Priority Date	NONE
Word Mark	GUARDIANS OF THE GALAXY		


Design Mark	
Description of Mark	NONE
Goods/Services	Class 041. First use: First Use: 2014/08/01 First Use In Commerce: 2014/08/01 ENTERTAINMENT SERVICES, NAMELY, PROVIDING ONLINE NON-DOWNLOADABLE COMIC BOOKS AND GRAPHIC NOVELS FEATURING FICTIONAL ACTION ADVENTURE STORIES AND CHARACTERS; PRODUCTION, DISTRIBUTION, AND RENTAL OF MOTION PICTURE FILMS; PRODUCTION AND RENTAL OF SOUND AND VIDEO RECORDINGS; ENTERTAINMENT SERVICES, NAMELY, MULTIMEDIA PRODUCTION OF CONTINUING ENTERTAINMENT, NEWS, AND CURRENT EVENTS INFORMATION PROGRAMS, WHICH ARE ALL DELIVERED VIA COMMUNICATION AND COMPUTER NETWORKS; PROVIDING ENTERTAINMENT SERVICES VIA A GLOBAL COMMUNICATION NETWORK IN THE NATURE OF WEBSITES FEATURING A WIDE VARIETY OF GENERAL INTEREST ENTERTAINMENT INFORMATION RELATING TO MOTION PICTURE FILMS, RELATED FILMCLIPS, PHOTOGRAPHS, AND OTHER MULTIMEDIA MATERIALS; PROVIDING ENTERTAINMENT INFORMATION VIA A WEBSITE IN THE FIELD OF MOTION PICTURE FILMS; PROVIDING NEWS AND INFORMATION IN THE FIELD OF ENTERTAINMENT RELATING TO MOTION PICTURE FILMS OVER AN ELECTRONIC NETWORK; ONLINE COMPUTER GAMES


U.S. Registration No.	4712818	Application Date	06/15/2012
Registration Date	03/31/2015	Foreign Priority Date	NONE
Word Mark	GUARDIANS OF THE GALAXY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 024. First use: First Use: 2014/07/01 First Use In Commerce: 2014/07/01 bed blankets; bed linen; bed sheets; bed skirts; bed spreads; blanket throws; children's blankets; comforters; pillow cases; pillow covers; plastic table covers; throws		


U.S. Registration No.	4712820	Application Date	06/15/2012
Registration Date	03/31/2015	Foreign Priority Date	NONE
Word Mark	GUARDIANS OF THE GALAXY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 016. First use: First Use: 2014/07/00 First Use In Commerce: 2014/07/00 appliqué in the form of decals; art prints; a series of fiction books; books, featuring stories and activities for children; calendars; children's activity books; coloring books; comic books; decals; drawing rulers; envelopes; erasers; memo pads; notebooks; paper napkins; pencils; pencil sharpeners; pen and pencil cases; pens; picture books; posters; printed invitations; stickers; trading cards; writing paper; writing implements		

U.S. Registration No.	4712819	Application Date	06/15/2012
Registration Date	03/31/2015	Foreign Priority Date	NONE
Word Mark	GUARDIANS OF THE GALAXY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 014. First use: First Use: 2014/08/01 First Use In Commerce: 2014/08/01 Clocks; watches		


U.S. Registration No.	4696317	Application Date	06/15/2012
Registration Date	03/03/2015	Foreign Priority Date	NONE
Word Mark	GUARDIANS OF THE GALAXY		


Design Mark	
Description of Mark	NONE
Goods/Services	Class 003. First use: First Use: 2014/12/05 First Use In Commerce: 2014/12/05 non-medicated toiletries

U.S. Registration No.	4786154	Application Date	06/15/2012
Registration Date	08/04/2015	Foreign Priority Date	NONE
Word Mark	GUARDIANS OF THE GALAXY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 020. First use: First Use: 2015/05/00 First Use In Commerce: 2015/05/00 plastic cake decorations		


U.S. Registration No.	4696318	Application Date	06/15/2012
Registration Date	03/03/2015	Foreign Priority Date	NONE
Word Mark	GUARDIANS OF THE GALAXY		
Design Mark			

Description of Mark	NONE
Goods/Services	Class 042. First use: First Use: 2012/07/08 First Use In Commerce: 2012/07/08 Computer services, namely, creating an on-line virtual community for registered users to showcase their skills, facilitate interaction among users, engage in social networking, and participate in on-line discussion boards; providing temporary use of non-downloadable software to enable viewing, previewing, sharing and creating blogs via global computer networks and electronic communication networks for use in connection with computers, mobile computers, media players, cellular phones, wireless devices and portable and handheld digital electronic devices

U.S. Registration No.	4720834	Application Date	06/15/2012
Registration Date	04/14/2015	Foreign Priority Date	NONE
Word Mark	GUARDIANS OF THE GALAXY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 020. First use: First Use: 2014/07/01 First Use In Commerce: 2014/07/01 figurines and statuettes made of plastic; cushions; pillows; sleeping bags		

U.S. Registration No.	3562304	Application Date	01/17/2008
Registration Date	01/13/2009	Foreign Priority Date	NONE
Word Mark	GUARDIANS OF THE GALAXY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 016. First use: First Use: 2008/05/14 First Use In Commerce: 2008/05/14 Comic books; Magazines featuring printed stories in illustrated form and comic		

	book stories and artwork; Printed periodicals in the field of comic book stories and artwork
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U.S. Registration No.	5046784	Application Date	08/19/2015
Registration Date	09/20/2016	Foreign Priority Date	NONE
Word Mark	GUARDIANS OF INFINITY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 016. First use: First Use: 2015/12/02 First Use In Commerce: 2015/12/02 Comic books; printed periodicals in the field of comic book stories and artwork		

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	GUARDIANS OF THE GALAXY		
Goods/Services	Comic books and magazines, films, television series, mobile games, video games, online games, apparel, headwear, costumes, sleepwear, outerwear, entertainment services, theme parks, audio and visual recordings, audio books, downloadable sound recordings, musical recordings, consumer electronics, decorative magnets, sunglasses, computer services, footwear, bags, luggage tags, umbrellas, waist packs, beverage ware, lunch boxes, mugs, plates, card games, toys, Christmas tree ornaments and decorations, playing cards, skateboards, games, toy model hobbycraft kits, action figures and accessories therefor, balloons, dolls, children's play cosmetics, collectable toy figures, puzzles, toy building blocks, toy vehicles, toy banks, toy watches, toy weapons, bed blankets, bed linen, bed sheets, bed skirts, bed spreads, blanket throws, children's blankets, comforters, pillow cases, pillow covers, plastic table covers, throws, decals, art prints, books, calendars, children's activity books, coloring books, rulers, envelopes, erasers, memo pads, notebooks, paper napkins, pencils, pencil sharpeners, pen and pencil cases, pens, picture books, posters, printed invitations, stickers, trading cards, writing paper, writing implements, clocks, watches, non-medicated toiletries, plastic cake decorations, figurines and statuettes made of plastic, and all other goods and services identified in the Notice of Opposition		

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	GUARDIANS		

Goods/Services	Comic books and magazines, films, television series, mobile games, video games, online games, apparel, headwear, costumes, sleepwear, outerwear, entertainment services, theme parks, audio and visual recordings, audio books, downloadable sound recordings, musical recordings, consumer electronics, decorative magnets, sunglasses, computer services, footwear, bags, luggage tags, umbrellas, waist packs, beverage ware, lunch boxes, mugs, plates, card games, toys, Christmas tree ornaments and decorations, playing cards, skateboards, games, toy model hobbycraft kits, action figures and accessories therefor, balloons, dolls, children's play cosmetics, collectable toy figures, puzzles, toy building blocks, toy vehicles, toy banks, toy watches, toy weapons, bed blankets, bed linen, bed sheets, bed skirts, bed spreads, blanket throws, children's blankets, comforters, pillow cases, pillow covers, plastic table covers, throws, decals, art prints, books, calendars, children's activity books, coloring books, rulers, envelopes, erasers, memo pads, notebooks, paper napkins, pencils, pencil sharpeners, pen and pencil cases, pens, picture books, posters, printed invitations, stickers, trading cards, writing paper, writing implements, clocks, watches, non-medicated toiletries, plastic cake decorations, figurines and statuettes made of plastic, and all other goods and services identified in the Notice of Opposition
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U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	GUARDIAN		
Goods/Services	Comic books and magazines		

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	GUARDIANS OF INFINITY		
Goods/Services	Comic books and magazines		

Attachments	85066201#TMSN.png(bytes) 86418639#TMSN.png(bytes) 86335978#TMSN.png(bytes) 86335972#TMSN.png(bytes) 86139236#TMSN.png(bytes) 85982894#TMSN.png(bytes) 85983369#TMSN.png(bytes) 85968661#TMSN.png(bytes) 85968657#TMSN.png(bytes) 85968664#TMSN.png(bytes) 85983326#TMSN.png(bytes) 85653466#TMSN.png(bytes) 85653599#TMSN.png(bytes) 85653642#TMSN.png(bytes) 85653626#TMSN.png(bytes) 85653650#TMSN.png(bytes) 85653663#TMSN.png(bytes) 85653667#TMSN.png(bytes) 85983374#TMSN.png(bytes) 77374366#TMSN.png(bytes) 86730103#TMSN.png(bytes)
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	Notice of Opposition - Return of The Guardians.pdf(1523280 bytes)
Signature	/Linda K. McLeod/
Name	Linda K. McLeod
Date	02/27/2019

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

<p>MARVEL CHARACTERS, INC.,</p> <p style="text-align:right">Opposer,</p> <p style="text-align:center">v.</p> <p>GOODE ENTERPRISE SOLUTIONS, INC.,</p> <p style="text-align:right">Applicant.</p>	<p>Opposition No.</p> <p>Serial No. 87821460 Filed: March 6, 2018 Mark: RETURN OF THE GUARDIANS</p>
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NOTICE OF OPPOSITION

Opposer, Marvel Characters, Inc. ("Opposer"), a corporation of the State of Delaware, having a principal place of business at 500 South Buena Vista Street, Burbank, California, 91521, believes that it is being damaged, and will be damaged, by the registration of Goode Enterprise Solutions, Inc.'s ("Applicant") RETURN OF THE GUARDIANS mark shown in Application Serial No. 87821460, and hereby opposes the same. As grounds for its opposition, Opposer alleges that, upon actual knowledge with respect to itself and its own acts, and upon information and belief as to other matters:

Opposer and Its Business

1. Opposer, by and through its predecessors-in-interest and related companies (collectively, "Marvel"), is one of the world's most prominent character-based entertainment companies, with a library of more than 8,000 characters featured in a variety of media for more than seventy years.

2. Marvel's characters include the well-known and famous characters GUARDIANS OF THE GALAXY, THOR, SPIDER-MAN, IRON MAN, X-MEN, CAPTAIN

AMERICA, FANTASTIC FOUR, WOLVERINE, AVENGERS, and THE INCREDIBLE HULK, just to name a few.

3. For decades, Marvel has engaged in a vast licensing program of its characters and character names, including the marks listed in Paragraph 2 above, under which it licenses and has licensed the use of its properties and characters and character names in connection with a wide variety of products and services including, but not limited to, comic books, entertainment services, television programs, motion picture films, trading cards, collectible figures, stationery, calendars, school supplies, apparel, headwear, footwear, sporting goods, toys, bags, linens, towels, eyewear, food and beverages, interactive and online games, computer games, computer game software, video games, music, theme parks, and/or mobile applications.

**Marvel's Rights in Its GUARDIANS OF
THE GALAXY, GUARDIAN(S) and GUARDIANS-Formative Marks**

4. Since at least 1969, Marvel has used the GUARDIANS OF THE GALAXY mark (the "GUARDIANS OF THE GALAXY Mark") in commerce in connection with a series of comic books.

5. The GUARDIANS OF THE GALAXY Mark identifies a team of intergalactic characters made up of a diverse group of beings that protect the universe from threats across space. Representative examples of Marvel's use of the GUARDIANS OF THE GALAXY Mark in connection with comic books are shown below.



6. Since at least 2014, Marvel's GUARDIANS OF THE GALAXY Mark has been prominently used in commerce in connection with blockbuster films, including the 2014 film *Guardians of the Galaxy*. Representative advertising for the *Guardians of the Galaxy* film that features the GUARDIANS OF THE GALAXY Mark is shown below.



7. Marvel's *Guardian of the Galaxy* film has been enormously successful, grossing hundreds of millions of dollars domestically and receiving numerous awards and nominations, including Academy Award nominations for Best Visual Effects and Best Make-Up and Hairstyling.

8. Following the enormous success of the *Guardians of the Galaxy* film, in 2017 Marvel released the sequel *Guardians of the Galaxy Vol. 2*, which was likewise enormously successful.

9. Marvel's *Guardian of the Galaxy* films have been the subject of substantial unsolicited publicity, including in *The New York Times*, *Los Angeles Times*, *The Chicago Tribune*, *Wall Street Journal*, *USA Today*, and *The Washington Post*, which reach millions of readers.

10. Marvel's *Guardian of the Galaxy* films are available on DVD and Blu-ray, and are available for viewing by instant streaming on various platforms, including Amazon.com, iTunes, and Google Play.

11. Since 2015, Marvel's GUARDIAN OF THE GALAXY Mark has also been featured in the animated television series *Guardians of the Galaxy*, which airs on Disney XD and is available for streaming online. The GUARDIANS OF THE GALAXY team has separately appeared in Marvel's other television properties, including in a 2014 episode of *Ultimate Spider-Man* titled "The Return of the Guardians of the Galaxy," among others.

12. Since at least July 2014, Marvel's GUARDIANS OF THE GALAXY Mark has been prominently featured in connection with a variety of mobile, video, and online games including, but not limited to, *Guardians of the Galaxy: Defend the Galaxy*, *Guardians of the Galaxy: Galactic Run*, *Disney Infinity: Marvel Super Heroes (2.0 Edition)* - *Marvel's Guardians of the Galaxy Play Set*, and *Guardians of the Galaxy Marvel Pinball*. Representative images of these games are shown below.





13. Since at least 2014, Marvel has used its GUARDIANS OF THE GALAXY Mark in connection with apparel, headwear, costumes, sleepwear, and outerwear. Representative examples of Marvel's apparel branded under the GUARDIANS OF THE GALAXY Mark is shown below.



14. For years, Marvel and its licensees have offered and promoted a wide variety of services and other collateral merchandise under the GUARDIANS OF THE GALAXY Mark, including, but not limited to, entertainment services, audio and visual recordings, audio books, downloadable sound recordings, musical recordings, consumer electronics, decorative magnets, sunglasses, computer services, footwear, bags, luggage tags, umbrellas, waist packs, beverage ware, lunch boxes, mugs, plates, card games, toys, Christmas tree ornaments and decorations, playing cards, skateboards, games, toy model hobbycraft kits, action figures and accessories therefor, balloons, dolls, children's play cosmetics, collectable toy figures, puzzles, toy building blocks, toy vehicles, toy banks, toy watches, toy weapons, bed blankets, bed linen, bed sheets, bed skirts, bed spreads, blanket throws, children's blankets, comforters, pillow cases, pillow covers, plastic table covers, throws, decals, art prints, books, calendars, children's activity books, coloring books, rulers, envelopes, erasers, memo pads, notebooks, paper napkins, pencils, pencil sharpeners, pen and pencil cases, pens, picture books, posters, printed invitations, stickers, trading cards, writing paper, writing

implements, clocks, watches, non-medicated toiletries, plastic cake decorations, figurines and statuettes made of plastic, among other things.

15. Through its long and extensive use, great commercial success, substantial advertising and promotion, and extensive media attention and publicity under the GUARDIANS OF THE GALAXY Mark, Marvel has developed valuable goodwill in the GUARDIANS OF THE GALAXY Mark, and the GUARDIANS OF THE GALAXY Mark is well known and famous.

16. Since at least 2004, Marvel has used the GUARDIANS mark in commerce in connection with a series of comic books. Representative examples of Marvel's use of its GUARDIANS mark in connection with comic books are shown below.



17. Marvel has used the GUARDIANS OF INFINITY mark in commerce since at least as early December 2015 in connection with a series of comic books. Representative examples of Marvel's use of its GUARDIANS OF INFINITY mark in connection with comic books are shown below.



18. Marvel has used the name and mark GUARDIAN in commerce since at least as early as 1978 in connection with a series of comic books. The GUARDIAN character, shown below, has appeared in numerous well-known MARVEL comic book series, including but not limited to the *X-Men* and the *Fantastic Four*.



Marvel's Registration Rights in Its GUARDIANS OF THE GALAXY, GUARDIAN(S), and GUARDIANS-Formative Marks

19. In addition to its long-standing common law rights, Marvel owns, among others, the following valid and subsisting United States trademark registrations for its

GUARDIANS OF THE GALAXY, GUARDIANS, and GUARDIANS-formative marks

(printouts from the PTO TSDR and assignment database are attached as Exhibit A).

Mark	Reg./Serial No. Reg./Filing Date	Goods/Services	Date of First Use
GUARDIANS	Reg. No. 4568503 Registered July 15, 2014 Filed June 18, 2010	INT. CL. 41 Electronic publishing services, namely, online publication of comic books, comic magazines and graphic novels featuring fictional action adventure stories and characters, all of the foregoing relating to a group of fictional comic book characters	Oct. 09, 2009
GUARDIANS 3000	Reg. No. 4857809 Registered Nov. 24, 2015 Filed Oct. 08, 2014	INT. CL. 16 Comic books; printed periodicals in the field of comic book stories and artwork; printed visuals in the nature of comic book stories and artwork; posters	Oct. 01, 2014
GUARDIANS OF THE GALAXY	Reg. No. 4923543 Registered March 22, 2016 Filed July 14, 2014	INT. CL. 21 Beverageware; cups; lunch boxes; lunch kits comprising lunch boxes and insulated beverage containers for domestic use; mugs; plates; paper plates; thermal insulated containers for food or beverage	Sep. 24, 2014
GUARDIANS OF THE GALAXY	Reg. No. 4989190 Registered June 28, 2016 Filed July 14, 2014	INT. CL. 18 All-purpose carrying bags; backpacks; book bags; knapsacks; luggage tags; shopping bags made of textile; tote bags; umbrellas; waist packs	Sep. 24, 2014
GUARDIANS OF THE GALAXY	Reg. No. 4571690 Registered July 22, 2014 Filed Dec. 10, 2013	INT. CL. 9 Downloadable electronic publications in the nature of comic books, comic magazines and stories in illustrated form	May 24, 2011
GUARDIANS OF THE GALAXY	Reg. No. 4773398 Registered July 14, 2015 Filed	INT. CL. 9 Audio books in the nature of novels; audio recordings featuring music; downloadable sound recordings featuring music for wireless communications devices; audio and visual recordings featuring live-action entertainment, music and stories for children; musical recordings; consumer electronics, namely, mouse	Sept. 2014

Mark	Reg./Serial No. Reg./Filing Date	Goods/Services	Date of First Use
	June 24, 2013	pads, calculators, headphones, walkie-talkies, cases for cellular telephones; decorative magnets	
GUARDIANS OF THE GALAXY	Reg. No. 4704586 Registered March 17, 2015 Filed June 24, 2013	INT. CL. 25 Headwear; clothing, namely, belts, bottoms, costumes for use in role-playing games, gloves, Halloween costumes, jackets, loungewear, pants, shirts, sleepwear and tops	May 15, 2014
GUARDIANS OF THE GALAXY	Reg. No. 4983544 Registered June 21, 2016 Filed June 24, 2013	INT. CL. 9 Audio and visual recordings featuring animated entertainment and games for children; sunglasses	March 16, 2016
GUARDIANS OF THE GALAXY	Reg. No. 4756522 Registered June 16, 2015 Filed June 24, 2013	INT. CL. 25 Footwear; clothing, namely, aprons, beachwear, hosiery, socks, sweatshirts, swimwear and underwear	March 31, 2015
GUARDIANS OF THE GALAXY	Reg. No. 4786360 Registered Aug. 04, 2015 Filed June 24, 2013	INT. CL. 28 Card games; children's multiple activity toys; Christmas tree ornaments and decorations; electric action toys; musical toys; playing cards; skateboards; talking toys; target games; toy model hobbycraft kits	Nov. 2014
GUARDIANS OF THE GALAXY	Reg. No. 4717159 Registered April 07, 2015 Filed June 24, 2013	INT. CL. 28 Action figures and accessories therefor; board games; balloons; bobblehead dolls; children's play cosmetics; collectable toy figures; jigsaw puzzles; parlor games; plush toys; stuffed toys; toy action figures and accessories therefor; toy building blocks; toy vehicles; toy figures; toy banks; toy watches; toy weapons	Oct. 01, 2011
GUARDIANS OF THE GALAXY	Reg. No. 4716788 Registered April 17, 2015 Filed June 15, 2012	INT. CL. 41 Entertainment services, namely, providing online non-downloadable comic books and graphic novels featuring fictional action adventure stories and characters; production, distribution, and rental of motion picture films; production and rental of sound and video recordings; entertainment services, namely, multimedia production of continuing entertainment, news, and current events	Aug. 01, 2014

Mark	Reg./Serial No. Reg./Filing Date	Goods/Services	Date of First Use
		information programs, which are all delivered via communication and computer networks; providing entertainment services via a global communication network in the nature of websites featuring a wide variety of general interest entertainment information relating to motion picture films, related film clips, photographs, and other multimedia materials; providing entertainment information via a website in the field of motion picture films; providing news and information in the field of entertainment relating to motion picture films over an electronic network; online computer games	
GUARDIANS OF THE GALAXY	Reg. No. 4712818 Registered March 31, 2015 Filed June 15, 2012	INT. CL. 24 Bed blankets; bed linen; bed sheets; bed skirts; bed spreads; blanket throws; children's blankets; comforters; pillow cases; pillow covers; plastic table covers; throws	July 01, 2014
GUARDIANS OF THE GALAXY	Reg. No. 4712820 Registered March 31, 2015 Filed June 15, 2012	INT. CL. 16 Appliqués in the form of decals; art prints; a series of fiction books; books, featuring stories and activities for children; calendars; children's activity books; coloring books; comic books; decals; drawing rulers; envelopes; erasers; memo pads; notebooks; paper napkins; pencils; pencil sharpeners; pen and pencil cases; pens; picture books; posters; printed invitations; stickers; trading cards; writing paper; writing implements	July 2014
GUARDIANS OF THE GALAXY	Reg. No. 4712819 Registered March 31, 2015 Filed June 15, 2012	INT. CL. 14 Clocks; watches	Aug. 01, 2014
GUARDIANS OF THE GALAXY	Reg. No. 4696317 Registered March 03, 2015 Filed June 15, 2012	INT. CL. 3 Non-medicated toiletries	Dec. 05, 2014
GUARDIANS OF THE GALAXY	Reg. No. 4786154 Registered	INT. CL. 20 Plastic cake decorations	May 2015

Mark	Reg./Serial No. Reg./Filing Date	Goods/Services	Date of First Use
	Aug. 04, 2015 Filed June 15, 2012		
GUARDIANS OF THE GALAXY	Reg. No. 4696318 Registered March 03, 2015 Filed June 15, 2012	INT. CL. 42 Computer services, namely, creating an on-line virtual community for registered users to showcase their skills, facilitate interaction among users, engage in social networking, and participate in on-line discussion boards; providing temporary use of non-downloadable software to enable viewing, previewing, sharing and creating blogs via global computer networks and electronic communication networks for use in connection with computers, mobile computers, media players, cellular phones, wireless devices and portable and handheld digital electronic devices	July 08, 2012
GUARDIANS OF THE GALAXY	Reg. No. 4720834 Registered April 14, 2015 Filed June 15, 2012	INT. CL. 20 Figurines and statuettes made of plastic; cushions; pillows; sleeping bags	July 01, 2014
GUARDIANS OF THE GALAXY	Reg. No. 3562304 Registered Jan. 13, 2009 Filed Jan. 17, 2008	INT. CL. 16 Comic books; magazines featuring printed stories in illustrated form and comic book stories and artwork; printed periodicals in the field of comic book stories and artwork	May 14, 2008
GUARDIANS OF INFINITY	Reg. No. 5046784 Registered Sept. 20, 2016 Filed Aug. 19, 2015	INT. CL. 16 Comic books; printed periodicals in the field of comic book stories and artwork	Dec. 2, 2015

The registrations above are valid and subsisting and constitute *prima facie* evidence of the validity of the marks and of Marvel's ownership of and exclusive right to use the marks in commerce on the goods and services recited in the registrations. Moreover, Registration No. 3562304 is incontestable and constitutes conclusive evidence of the

validity of that mark and of Marvel's exclusive right to use that mark in connection with the goods recited in that registration. (Collectively, the marks set forth in Paragraphs 4-19 are referred to as "Marvel's GUARDIANS Marks" and the goods and services listed in Paragraphs 1-19 are referred to as "Marvel's Goods and Services".)

Applicant and Its RETURN OF THE GUARDIANS Mark

20. Applicant Goode Enterprise Solutions, Inc. is a corporation organized under the laws of Texas with an address of 1140 US HW 287, Ste 400-266, Broomfield, Colorado 80020.

21. Applicant is the listed owner of Application Serial No. 87821460 (the "Application"), filed on March 6, 2018, under Section 1(a), 15 U.S.C. § 1051(a), for the mark RETURN OF THE GUARDIANS ("Applicant's RETURN OF THE GUARDIANS Mark") for: "paper goods, namely, comic books; Comic strips; Posters; Magazines featuring printed stories in illustrated form and comic book stories and artwork; Printed periodicals in the field of comic book stories and artwork; Printed visuals in the nature of comic book stories and artwork; Series of fiction books; trading cards, namely, collectible trading cards" in Class 16; "clothing, namely, T-shirts, sweatshirts, pajamas, hats, bandanas, socks, Halloween and masquerade costumes for men, women and children" in Class 25; and "entertainment services in the field of film and television, namely, the production and distribution of motion picture films, animated movies, television programs and creation, production and distribution of computer generated images for motion picture films, animated movies, videos, animated videos, television programs; animation production services; providing television and motion picture audio and visual special effects animation services for film, video and television; film studios

services, namely, pre-production, and post-production for motion pictures, videos, animation and television programs; production of sound recordings; providing on-line non-downloadable interactive computer game software over an electronic network that may be accessed network-wide by network users; providing online computer games; providing websites featuring information in the field of entertainment relating to comic books, motion picture films, animated television programs and video games; providing news and information in the field of entertainment relating to comic books, motion picture films, animated television programs and video games over an electronic network; amusement park and theme park services; educational services, namely, developing, arranging and conducting educational seminars and programs in the field of comic books; and subscription-based online on video services, namely, providing films not downloadable via video-on-demand transmission services” in Class 41 (“Applicant’s Goods and Services”). The Application claims use in commerce since January 1, 2016 for Applicant’s Goods and Services.

22. The Application was published for opposition in the *Trademark Official Gazette* (TMOG) on September 4, 2018.

23. Opposer filed timely extensions of time to oppose the Application on October 2, 2018 and December 18, 2018.

Count I: Likelihood of Confusion, 15 U.S.C. § 1052(d)

24. Opposer repeats and realleges each and every allegation set forth in the above paragraphs.

25. Marvel has priority based on its pleaded valid and subsisting prior-issued registrations for Marvel's GUARDIANS Marks and on its prior use of Marvel's GUARDIANS Marks for Marvel's Goods and Services since before the filing date of the Application, Applicant's claimed date of first use, and any dates of first use that may be proven by Applicant.

26. Applicant's Goods and Services and Marvel's Goods and Services offered and sold by Marvel under Marvel's GUARDIANS Marks are identical or closely related goods and services.

27. Applicant's RETURN OF THE GUARDIANS Mark is confusingly similar to Marvel's GUARDIANS Marks in overall appearance, sound, connotation, and commercial impression. Applicant's RETURN OF THE GUARDIANS Mark appropriates Marvel's GUARDIAN(S) marks in their entirety.

28. Applicant's RETURN OF THE GUARDIANS Mark so resembles Marvel's prior used and registered GUARDIANS Marks as to be likely, when used in connection with Applicant's Goods and Services, to cause confusion, or to cause mistake, or to deceive under Section 2(d) of the Lanham Act, as amended, 15 U.S.C. § 1052(d).

Count II: Dilution by Blurring, 15 U.S.C. § 1125(c)(1)

29. Opposer repeats and realleges each and every allegation set forth in the above paragraphs.

30. Marvel's GUARDIANS Marks are famous and distinctive.

31. Marvel's GUARDIANS Marks became famous and distinctive before the filing date of the Application and any date of first use that Applicant can prove.

32. Marvel has engaged in extensive, nationwide advertising, promotion, and use of its distinctive GUARDIANS Marks. Further, Marvel has had substantial sales of Marvel's Goods and Services in connection with Marvel's GUARDIANS Marks over the years.

33. Marvel's GUARDIANS Marks have for years received extensive media attention and publicity nationwide. Such extensive and frequent media attention and publicity has had a substantial impact on the public and has long created an association in the minds of consumers between Marvel's GUARDIANS Marks and Marvel.

34. Applicant's RETURN OF THE GUARDIANS Mark shown in the Application so closely resembles Marvel's famous GUARDIANS Marks previously registered and used in commerce, as to be likely to dilute the distinctive quality of Marvel's famous GUARDIANS Marks in violation of Section 43(c) of the Lanham Act, 15 U.S.C. § 1125(c).

WHEREFORE, Opposer believes that it is being damaged, and will be damaged, by the registration of the mark shown in Application Serial No. 87821460, and requests that this opposition be sustained, and that registration to Applicant be refused.

The filing fee has been submitted electronically. If the filing fee is found to be insufficient for any reason, please charge such deficiency to our Deposit Account No. 506154.

Respectfully submitted,

Dated: February 27, 2019

By: /Linda K. McLeod /

David M. Kelly
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Attorneys for Opposer
Marvel Characters, Inc.

EXHIBIT A

Generated on: This page was generated by TSDR on 2019-02-22 10:13:40 EST

Mark: GUARDIANS

GUARDIANS

US Serial Number: 85066201

Application Filing Date: Jun. 18, 2010

US Registration Number: 4568503

Registration Date: Jul. 15, 2014

Register: Principal

Mark Type: Service Mark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Jul. 15, 2014

Publication Date: May 10, 2011

Notice of Allowance Date: Jul. 05, 2011

Mark Information

Mark Literal Elements: GUARDIANS

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3562304

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Electronic publishing services, namely, online publication of comic books, comic magazines and graphic novels featuring fictional action adventure stories and characters, all of the foregoing relating to a group of fictional comic book characters

International Class(es): 041 - Primary Class

U.S Class(es): 100, 101, 107

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 09, 2009

Use in Commerce: Oct. 09, 2009

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Filed ITU: Yes

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street
Burbank, CALIFORNIA UNITED STATES 91521

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record - None

Correspondent

Correspondent Name/Address: STEVE ACKERMAN
THE WALT DISNEY COMPANY
500 SOUTH BUENA VISTA STREET
IP DEPARTMENT - TRADEMARK GROUP
BURBANK, CALIFORNIA UNITED STATES 91521

Phone: 818-560-1000

Fax: 818-848-6424

Correspondent e-mail: trademarks@disney.com cpinkus@marvel.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Feb. 28, 2017	CERTIFICATE OF CORRECTION ISSUED	75184
Feb. 23, 2017	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	75184
Nov. 04, 2016	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Nov. 04, 2016	TEAS SECTION 7 REQUEST RECEIVED	
Sep. 23, 2016	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Sep. 23, 2016	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jul. 15, 2014	REGISTERED-PRINCIPAL REGISTER	
Jun. 10, 2014	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jun. 09, 2014	LAW OFFICE REGISTRATION REVIEW COMPLETED	73797
Jun. 09, 2014	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
May 01, 2014	STATEMENT OF USE PROCESSING COMPLETE	66154
Mar. 21, 2014	USE AMENDMENT FILED	66154
Mar. 21, 2014	AMENDMENT AFTER NOA NOT ENTERED	66154
Mar. 21, 2014	TEAS STATEMENT OF USE RECEIVED	
Mar. 14, 2014	AMENDMENT AFTER NOA NOT ENTERED	66154
Mar. 14, 2014	TEAS POST PUBLICATION AMENDMENT RECEIVED	
Jan. 28, 2014	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Jan. 28, 2014	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Jan. 17, 2014	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jan. 16, 2014	EXTENSION 5 GRANTED	66154
Jan. 06, 2014	EXTENSION 5 FILED	66154
Jan. 06, 2014	TEAS EXTENSION RECEIVED	
Oct. 31, 2013	AMENDMENT AFTER NOA NOT ENTERED	66154
Oct. 31, 2013	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Oct. 31, 2013	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Oct. 31, 2013	TEAS POST PUBLICATION AMENDMENT RECEIVED	
Jul. 02, 2013	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jul. 01, 2013	EXTENSION 4 GRANTED	66154
Jun. 28, 2013	EXTENSION 4 FILED	66154
Jun. 28, 2013	TEAS EXTENSION RECEIVED	

Jan. 01, 2013	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Dec. 29, 2012	EXTENSION 3 GRANTED	66154
Dec. 28, 2012	EXTENSION 3 FILED	66154
Dec. 28, 2012	TEAS EXTENSION RECEIVED	
Nov. 06, 2012	ASSIGNED TO EXAMINER	76731
Jul. 24, 2012	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jul. 21, 2012	EXTENSION 2 GRANTED	66154
Jul. 03, 2012	EXTENSION 2 FILED	66154
Jul. 20, 2012	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66154
Jul. 03, 2012	TEAS EXTENSION RECEIVED	
Dec. 31, 2011	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Dec. 29, 2011	EXTENSION 1 GRANTED	98765
Dec. 29, 2011	EXTENSION 1 FILED	98765
Dec. 29, 2011	TEAS EXTENSION RECEIVED	
Dec. 29, 2011	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 05, 2011	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
May 10, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
May 10, 2011	PUBLISHED FOR OPPOSITION	
Apr. 04, 2011	LAW OFFICE PUBLICATION REVIEW COMPLETED	73797
Apr. 04, 2011	ASSIGNED TO LIE	73797
Mar. 21, 2011	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 18, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Mar. 18, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Mar. 18, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 26, 2010	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 25, 2010	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Sep. 20, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Sep. 20, 2010	NON-FINAL ACTION E-MAILED	6325
Sep. 20, 2010	NON-FINAL ACTION WRITTEN	82437
Sep. 13, 2010	ASSIGNED TO EXAMINER	82437
Jun. 22, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 22, 2010	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Change in Yes
Registration:

Correction made to In the statement, line 6, after characters, all of the foregoing relating to a group of fictional comic book characters should be inserted.
Registration:

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: POST REGISTRATION

Date in Location: Feb. 28, 2017

Proceedings

Summary

Number of 2
Proceedings:

Type of Proceeding: Opposition

Proceeding [91231368](#)
Number:

Filing Date: Nov 22, 2016

Status: Terminated

Status Date: Mar 08, 2017

Interlocutory ANDREW P BAXLEY
Attorney:

Defendant**Name:** Artillery Games, Inc.**Correspondent Address:** DAVID BENOIT
AETON LAW PARTNERS LLP
101 CENTERPOINT DRIVE SUITE 105
MIDDLETOWN CT UNITED STATES , 06457**Correspondent e-mail:** dbb@aetonlaw.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF ATLAS	Abandoned - After Inter-Partes Decision	86866059	

Plaintiff(s)**Name:** Marvel Characters, Inc.**Correspondent Address:** LINDA K MCLEOD
Kelly IP LLP
1919 M STREET NW SUITE 610
WASHINGTON DC UNITED STATES , 20036**Correspondent e-mail:** Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF INFINITY	Registered	86730103	5046784
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT	Jan 11, 2017	
5	BD DECISION: SUSTAINED	Mar 08, 2017	
6	TERMINATED	Mar 08, 2017	

Type of Proceeding: Opposition**Proceeding Number:** [91230140](#)**Filing Date:** Sep 19, 2016**Status:** Terminated**Status Date:** Jan 12, 2017

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: Gatti Ltd

Correspondent Address: JAMES L VANA
PERKINS COIE
1201 3RD AVE STE 4900
SEATTLE WA UNITED STATES , 98101-3099

Correspondent e-mail: pctrademarks@perkinscoie.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF THE TALISMANS	Abandoned - After Inter-Partes Decision	86655517	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
KELLY IP LLP
1919 M STREET NW
WASHINGTON DC UNITED STATES , 20036

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 19, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 19, 2016	Oct 29, 2016
3	PENDING, INSTITUTED	Sep 19, 2016	
4	NOTICE OF DEFAULT	Nov 10, 2016	
5	BD DECISION: SUSTAINED	Jan 12, 2017	
6	TERMINATED	Jan 12, 2017	

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Mark: GUARDIANS 3000

GUARDIANS 3000

US Serial Number: 86418639

Application Filing Date: Oct. 08, 2014

US Registration Number: 4857809

Registration Date: Nov. 24, 2015

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Nov. 24, 2015

Publication Date: Sep. 08, 2015

Mark Information

Mark Literal Elements: GUARDIANS 3000

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3562304, 4568503, 4571690

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *.* identify additional (new) wording in the goods/services.

For: Comic books; printed periodicals in the field of comic book stories and artwork; printed visuals in the nature of comic book stories and artwork; posters

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 01, 2014

Use in Commerce: Oct. 01, 2014

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street
Burbank, CALIFORNIA 91521
UNITED STATES

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Steve Ackerman

Attorney Primary trademarks@disney.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent STEVE ACKERMAN
Name/Address: THE WALT DISNEY COMPANY
500 S BUENA VISTA ST
BURBANK, CALIFORNIA 91521-0007
UNITED STATES

Phone: 818-560-1000

Fax: 818-848-6424

Correspondent e-mail: trademarks@disney.com cpinkus@marvel.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 24, 2015	REGISTERED-PRINCIPAL REGISTER	
Sep. 08, 2015	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Sep. 08, 2015	PUBLISHED FOR OPPOSITION	
Aug. 19, 2015	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Aug. 03, 2015	LAW OFFICE PUBLICATION REVIEW COMPLETED	66121
Aug. 03, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 30, 2015	TEAS/EMAIL CORRESPONDENCE ENTERED	66121
Jul. 30, 2015	CORRESPONDENCE RECEIVED IN LAW OFFICE	66121
Jul. 23, 2015	ASSIGNED TO LIE	66121
Jul. 15, 2015	TEAS RESPONSE TO SUSPENSION INQUIRY RECEIVED	
Jun. 01, 2015	ASSIGNED TO EXAMINER	91174
May 20, 2015	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
Nov. 20, 2014	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Nov. 20, 2014	LETTER OF SUSPENSION E-MAILED	6332
Nov. 20, 2014	SUSPENSION LETTER WRITTEN	81875
Nov. 13, 2014	ASSIGNED TO EXAMINER	81875
Oct. 15, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Oct. 11, 2014	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Nov. 24, 2015

Proceedings

Summary

Number of 2
Proceedings:

Type of Proceeding: Opposition

Proceeding [91231368](#)

Filing Date: Nov 22, 2016

Number: _____

Status: Terminated

Status Date: Mar 08, 2017

Interlocutory ANDREW P BAXLEY
Attorney:

Defendant

Name: Artillery Games, Inc.

Correspondent DAVID BENOIT
Address: AETON LAW PARTNERS LLP
101 CENTERPOINT DRIVE SUITE 105
MIDDLETOWN CT , 06457
UNITED STATES

Correspondent e-mail: dbb@aetonlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF ATLAS	Abandoned - After Inter-Partes Decision	86866059	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent LINDA K MCLEOD
Address: Kelly IP LLP
1919 M STREET NW SUITE 610
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF INFINITY	Registered	86730103	5046784
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT BD DECISION: SUSTAINED	Jan 11, 2017	

5 Mar 08, 2017
6 TERMINATED Mar 08, 2017

Type of Proceeding: Opposition

Proceeding Number: [91230140](#)

Filing Date: Sep 19, 2016

Status: Terminated

Status Date: Jan 12, 2017

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: Gatti Ltd

Correspondent Address: JAMES L VANA
PERKINS COIE
1201 3RD AVE STE 4900
SEATTLE WA , 98101-3099
UNITED STATES

Correspondent e-mail: pctrademarks@perkinscoie.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF THE TALISMANS	Abandoned - After Inter-Partes Decision	86655517	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
KELLY IP LLP
1919 M STREET NW
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 19, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 19, 2016	Oct 29, 2016

3	PENDING, INSTITUTED	Sep 19, 2016
4	NOTICE OF DEFAULT	Nov 10, 2016
5	BD DECISION: SUSTAINED	Jan 12, 2017
6	TERMINATED	Jan 12, 2017

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Mark: GUARDIANS OF THE GALAXY

GUARDIANS OF THE GALAXY

US Serial Number: 86335978

Application Filing Date: Jul. 14, 2014

US Registration Number: 4923543

Registration Date: Mar. 22, 2016

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Mar. 22, 2016

Publication Date: Apr. 28, 2015

Notice of Allowance Date: Jun. 23, 2015

Mark Information

Mark Literal Elements: GUARDIANS OF THE GALAXY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3562304, 4568503, 4571690

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *...* identify additional (new) wording in the goods/services.

For: Beverageware; cups; lunch boxes; lunch kits comprising lunch boxes and insulated beverage containers for domestic use; mugs; plates; paper plates; thermal insulated containers for food or beverage

International Class(es): 021 - Primary Class

U.S Class(es): 002, 013, 023, 029, 030, 033, 040, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 24, 2014

Use in Commerce: Sep. 24, 2014

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street
Burbank, CALIFORNIA 91521
UNITED STATES

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Catherine Bridge

Attorney Primary trademarks@disney.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent CATHERINE BRIDGE
Name/Address: THE WALT DISNEY COMPANY
500 S BUENA VISTA ST
BURBANK, CALIFORNIA 91521-0007
UNITED STATES

Phone: 818-560-1000

Fax: 818-848-6424

Correspondent e- trademarks@disney.com cpinkus@marvel.com
mail:

Correspondent e- Yes
mail Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 22, 2016	REGISTERED-PRINCIPAL REGISTER	
Feb. 18, 2016	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Feb. 17, 2016	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jan. 27, 2016	STATEMENT OF USE PROCESSING COMPLETE	66154
Dec. 04, 2015	USE AMENDMENT FILED	66154
Jan. 17, 2016	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66154
Dec. 04, 2015	TEAS STATEMENT OF USE RECEIVED	
Jun. 23, 2015	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 28, 2015	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Apr. 28, 2015	PUBLISHED FOR OPPOSITION	
Apr. 08, 2015	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Mar. 20, 2015	LAW OFFICE PUBLICATION REVIEW COMPLETED	66121
Mar. 19, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 24, 2015	TEAS/EMAIL CORRESPONDENCE ENTERED	66121
Feb. 24, 2015	CORRESPONDENCE RECEIVED IN LAW OFFICE	66121
Feb. 16, 2015	ASSIGNED TO LIE	66121
Feb. 10, 2015	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Aug. 28, 2014	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 28, 2014	NON-FINAL ACTION E-MAILED	6325
Aug. 28, 2014	NON-FINAL ACTION WRITTEN	77782
Aug. 22, 2014	ASSIGNED TO EXAMINER	77782
Jul. 17, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jul. 17, 2014	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Feb. 17, 2016

Proceedings

Summary

Number of
Proceedings: 2

Type of Proceeding: Opposition

Proceeding
Number: [91231368](#)

Filing Date: Nov 22, 2016

Status: Terminated

Status Date: Mar 08, 2017

Interlocutory
Attorney: ANDREW P BAXLEY

Defendant

Name: Artillery Games, Inc.

Correspondent
Address: DAVID BENOIT
AETON LAW PARTNERS LLP
101 CENTERPOINT DRIVE SUITE 105
MIDDLETOWN CT , 06457
UNITED STATES

Correspondent e-
mail: dbb@aetonlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF ATLAS	Abandoned - After Inter-Partes Decision	86866059	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent
Address: LINDA K MCLEOD
Kelly IP LLP
1919 M STREET NW SUITE 610
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-
mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF INFINITY	Registered	86730103	5046784
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT	Jan 11, 2017	
5	BD DECISION: SUSTAINED	Mar 08, 2017	
6	TERMINATED	Mar 08, 2017	

Type of Proceeding: Opposition

Proceeding Number: [91230140](#)

Filing Date: Sep 19, 2016

Status: Terminated

Status Date: Jan 12, 2017

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: Gatti Ltd

Correspondent Address: JAMES L VANA
PERKINS COIE
1201 3RD AVE STE 4900
SEATTLE WA , 98101-3099
UNITED STATES

Correspondent e-mail: pctrademarks@perkinscoie.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF THE TALISMANS	Abandoned - After Inter-Partes Decision	86655517	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
KELLY IP LLP
1919 M STREET NW
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 19, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 19, 2016	Oct 29, 2016
3	PENDING, INSTITUTED	Sep 19, 2016	
4	NOTICE OF DEFAULT	Nov 10, 2016	
5	BD DECISION: SUSTAINED	Jan 12, 2017	
6	TERMINATED	Jan 12, 2017	

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Mark: GUARDIANS OF THE GALAXY

GUARDIANS OF THE GALAXY

US Serial Number: 86335972

Application Filing Date: Jul. 14, 2014

US Registration Number: 4989190

Registration Date: Jun. 28, 2016

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Jun. 28, 2016

Publication Date: Apr. 14, 2015

Notice of Allowance Date: Jun. 09, 2015

Mark Information

Mark Literal Elements: GUARDIANS OF THE GALAXY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3562304, 4568503, 4571690

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *.* identify additional (new) wording in the goods/services.

For: All-purpose carrying bags; backpacks; book bags; knapsacks; luggage tags; shopping bags made of textile; tote bags; umbrellas; waist packs

International Class(es): 018 - Primary Class

U.S Class(es): 001, 002, 003, 022, 041

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 24, 2014

Use in Commerce: Sep. 24, 2014

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street

Burbank, CALIFORNIA 91521
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Steve Ackerman

Attorney Primary Email Address: trademarks@disney.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Steve Ackerman
THE WALT DISNEY COMPANY
500 S BUENA VISTA ST
IP Department - Trademark Group
BURBANK, CALIFORNIA 91521-0007
UNITED STATES

Phone: 818-560-1000

Fax: 818-848-6424

Correspondent e-mail: trademarks@disney.com cpinkus@marvel.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 16, 2017	CERTIFICATE OF CORRECTION ISSUED	77315
Mar. 16, 2017	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	77315
Nov. 16, 2016	TEAS SECTION 7 REQUEST RECEIVED	
Jun. 28, 2016	REGISTERED-PRINCIPAL REGISTER	
May 25, 2016	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
May 24, 2016	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
May 10, 2016	TEAS/EMAIL CORRESPONDENCE ENTERED	66121
May 10, 2016	CORRESPONDENCE RECEIVED IN LAW OFFICE	66121
Apr. 29, 2016	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jan. 16, 2016	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
Jan. 16, 2016	NON-FINAL ACTION E-MAILED	
Jan. 16, 2016	SU - NON-FINAL ACTION - WRITTEN	77782
Jan. 14, 2016	STATEMENT OF USE PROCESSING COMPLETE	69302
Dec. 01, 2015	USE AMENDMENT FILED	69302
Jan. 14, 2016	CASE ASSIGNED TO INTENT TO USE PARALEGAL	69302
Dec. 01, 2015	TEAS STATEMENT OF USE RECEIVED	
Jun. 09, 2015	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 14, 2015	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Apr. 14, 2015	PUBLISHED FOR OPPOSITION	
Mar. 25, 2015	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Mar. 06, 2015	LAW OFFICE PUBLICATION REVIEW COMPLETED	66121
Feb. 25, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 24, 2015	TEAS/EMAIL CORRESPONDENCE ENTERED	66121
Feb. 24, 2015	CORRESPONDENCE RECEIVED IN LAW OFFICE	66121
Feb. 16, 2015	ASSIGNED TO LIE	66121
Feb. 10, 2015	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Aug. 28, 2014	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 28, 2014	NON-FINAL ACTION E-MAILED	6325
Aug. 28, 2014	NON-FINAL ACTION WRITTEN	77782
Aug. 22, 2014	ASSIGNED TO EXAMINER	77782
Jul. 17, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jul. 17, 2014	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Change in Registration: Yes

Correction made to Registration: In the statement, line 7, "9-24-2015" should be deleted, and "9-24-2014" should be inserted.

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: POST REGISTRATION

Date in Location: Mar. 16, 2017

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: [91231368](#)

Filing Date: Nov 22, 2016

Status: Terminated

Status Date: Mar 08, 2017

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Artillery Games, Inc.

Correspondent Address: DAVID BENOIT
AETON LAW PARTNERS LLP
101 CENTERPOINT DRIVE SUITE 105
MIDDLETOWN CT , 06457
UNITED STATES

Correspondent e-mail: dbb@aetonlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF ATLAS	Abandoned - After Inter-Partes Decision	86866059	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
Kelly IP LLP
1919 M STREET NW SUITE 610
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF INFINITY	Registered	86730103	5046784
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544

GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT	Jan 11, 2017	
5	BD DECISION: SUSTAINED	Mar 08, 2017	
6	TERMINATED	Mar 08, 2017	

Type of Proceeding: Opposition

Proceeding Number: [91230140](#)

Filing Date: Sep 19, 2016

Status: Terminated

Status Date: Jan 12, 2017

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: Gatti Ltd

Correspondent Address: JAMES L VANA
PERKINS COIE
1201 3RD AVE STE 4900
SEATTLE WA , 98101-3099
UNITED STATES

Correspondent e-mail: pctrademarks@perkinscoie.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number

GUARDIANS OF THE TALISMANS	Abandoned - After Inter-Partes Decision	86655517	
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Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
KELLY IP LLP
1919 M STREET NW
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398

GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
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GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 19, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 19, 2016	Oct 29, 2016
3	PENDING, INSTITUTED	Sep 19, 2016	
4	NOTICE OF DEFAULT	Nov 10, 2016	
5	BD DECISION: SUSTAINED	Jan 12, 2017	
6	TERMINATED	Jan 12, 2017	

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Mark: GUARDIANS OF THE GALAXY

GUARDIANS OF THE GALAXY

US Serial Number: 86139236

Application Filing Date: Dec. 10, 2013

US Registration Number: 4571690

Registration Date: Jul. 22, 2014

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Jul. 22, 2014

Publication Date: May 06, 2014

Mark Information

Mark Literal Elements: GUARDIANS OF THE GALAXY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Downloadable electronic publications in the nature of comic books, comic magazines and stories in illustrated form

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: May 24, 2011

Use in Commerce: May 24, 2011

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street
Burbank, CALIFORNIA 91521
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Catherine Bridge

**Attorney Primary
Email Address:** trademarks@disney.com

**Attorney Email
Authorized:** Yes

Correspondent

**Correspondent
Name/Address:** CATHERINE BRIDGE
THE WALT DISNEY COMPANY
500 S BUENA VISTA ST
BURBANK, CALIFORNIA 91521-0007
UNITED STATES

Phone: 818-560-1000

Fax: 818-848-6424

**Correspondent e-
mail:** trademarks@disney.com cpinkus@marvel.com

**Correspondent e-
mail Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 22, 2014	REGISTERED-PRINCIPAL REGISTER	
May 06, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
May 06, 2014	PUBLISHED FOR OPPOSITION	
Apr. 16, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Mar. 26, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 19, 2014	ASSIGNED TO EXAMINER	72615
Dec. 23, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Dec. 13, 2013	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jul. 22, 2014

Proceedings

Summary

**Number of
Proceedings:** 2

Type of Proceeding: Opposition

**Proceeding
Number:** [91231368](#)

Filing Date: Nov 22, 2016

Status: Terminated

Status Date: Mar 08, 2017

**Interlocutory
Attorney:** ANDREW P BAXLEY

Defendant

Name: Artillery Games, Inc.

**Correspondent
Address:** DAVID BENOIT
AETON LAW PARTNERS LLP
101 CENTERPOINT DRIVE SUITE 105
MIDDLETOWN CT , 06457
UNITED STATES

**Correspondent e-
mail:** dbb@aetonlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
------	--------------------	------------------	------------------------

GUARDIANS OF ATLAS

Plaintiff(s)**Name:** Marvel Characters, Inc.

Correspondent LINDA K MCLEOD
Address: Kelly IP LLP
 1919 M STREET NW SUITE 610
 WASHINGTON DC , 20036
 UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF INFINITY	Registered	86730103	5046784
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT	Jan 11, 2017	
5	BD DECISION: SUSTAINED	Mar 08, 2017	
6	TERMINATED	Mar 08, 2017	

Type of Proceeding: Opposition

Proceeding Number: [91230140](#)

Filing Date: Sep 19, 2016**Status:** Terminated**Status Date:** Jan 12, 2017

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant**Name:** Gatti Ltd

Correspondent JAMES L VANA
Address: PERKINS COIE
 1201 3RD AVE STE 4900
 SEATTLE WA , 98101-3099
 UNITED STATES

Correspondent e-mail: pctrademarks@perkinscoie.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF THE TALISMANS	Abandoned - After Inter-Partes Decision	86655517	
Plaintiff(s)			

Name: Marvel Characters, Inc.

Correspondent LINDA K MCLEOD

Address: KELLY IP LLP
1919 M STREET NW
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 19, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 19, 2016	Oct 29, 2016
3	PENDING, INSTITUTED	Sep 19, 2016	
4	NOTICE OF DEFAULT	Nov 10, 2016	
5	BD DECISION: SUSTAINED	Jan 12, 2017	
6	TERMINATED	Jan 12, 2017	

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Mark: GUARDIANS OF THE GALAXY

GUARDIANS OF THE GALAXY

US Serial Number: 85982894

Application Filing Date: Jun. 24, 2013

US Registration Number: 4773398

Registration Date: Jul. 14, 2015

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Jul. 14, 2015

Publication Date: Aug. 26, 2014

Notice of Allowance Date: Oct. 21, 2014

Mark Information

Mark Literal Elements: GUARDIANS OF THE GALAXY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3562304

Child Of: 85968661

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: audio books in the nature of novels; audio recordings featuring music; downloadable sound recordings featuring music for wireless communications devices; audio and visual recordings featuring live-action entertainment, music and stories for children; musical recordings; consumer electronics, namely, mouse pads, calculators, headphones, walkie-talkies, cases for cellular telephones; decorative magnets

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 2014

Use in Commerce: Sep. 2014

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street
Burbank, CALIFORNIA 91521
UNITED STATES

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Catherine Bridge

Attorney Primary trademarks@disney.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent CATHERINE BRIDGE
Name/Address: THE WALT DISNEY COMPANY
500 S BUENA VISTA ST
BURBANK, CALIFORNIA 91521-0007
UNITED STATES

Phone: 818-560-1000

Fax: 818-848-6424

Correspondent e- trademarks@disney.com cpinkus@marvel.com
mail:

Correspondent e- Yes
mail Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 14, 2015	REGISTERED-PRINCIPAL REGISTER	
Jun. 09, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jun. 08, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jun. 05, 2015	ASSIGNED TO EXAMINER	78326
May 21, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
May 20, 2015	STATEMENT OF USE PROCESSING COMPLETE	70565
Apr. 08, 2015	USE AMENDMENT FILED	70565
May 20, 2015	DIVISIONAL PROCESSING COMPLETE	
Apr. 06, 2015	DIVISIONAL REQUEST RECEIVED	
May 20, 2015	EXTENSION 1 GRANTED	70565
Apr. 06, 2015	EXTENSION 1 FILED	70565
May 12, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	70565
Apr. 08, 2015	TEAS REQUEST TO DIVIDE RECEIVED	
Apr. 08, 2015	TEAS STATEMENT OF USE RECEIVED	
Apr. 06, 2015	TEAS EXTENSION RECEIVED	
Oct. 21, 2014	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Aug. 26, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Aug. 26, 2014	PUBLISHED FOR OPPOSITION	
Aug. 06, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jul. 23, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	73296
Jul. 21, 2014	ASSIGNED TO LIE	73296
Jul. 03, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 02, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jul. 02, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jul. 02, 2014	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
Feb. 19, 2014	NOTIFICATION OF FINAL REFUSAL EMAILED	
Feb. 19, 2014	FINAL REFUSAL E-MAILED	

Feb. 19, 2014	FINAL REFUSAL WRITTEN	77782
Jan. 25, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jan. 24, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jan. 24, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 19, 2013	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Dec. 19, 2013	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Aug. 06, 2013	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 06, 2013	NON-FINAL ACTION E-MAILED	6325
Aug. 06, 2013	NON-FINAL ACTION WRITTEN	77782
Jul. 29, 2013	ASSIGNED TO EXAMINER	77782
Jul. 06, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 27, 2013	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jun. 08, 2015

Proceedings

Summary

Number of 2
Proceedings:

Type of Proceeding: Opposition

Proceeding [91231368](#)
Number:

Filing Date: Nov 22, 2016

Status: Terminated

Status Date: Mar 08, 2017

Interlocutory ANDREW P BAXLEY
Attorney:

Defendant

Name: Artillery Games, Inc.

Correspondent DAVID BENOIT
Address: AETON LAW PARTNERS LLP
101 CENTERPOINT DRIVE SUITE 105
MIDDLETOWN CT , 06457
UNITED STATES

Correspondent e-mail: dbb@aetonlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF ATLAS	Abandoned - After Inter-Partes Decision	86866059	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent LINDA K MCLEOD
Address: Kelly IP LLP
1919 M STREET NW SUITE 610
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF INFINITY	Registered	86730103	5046784
GUARDIANS OF THE GALAXY	Registered	86335978	4923543

GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT	Jan 11, 2017	
5	BD DECISION: SUSTAINED	Mar 08, 2017	
6	TERMINATED	Mar 08, 2017	

Type of Proceeding: Opposition

Proceeding Number: [91230140](#)

Filing Date: Sep 19, 2016

Status: Terminated

Status Date: Jan 12, 2017

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: Gatti Ltd

Correspondent Address: JAMES L VANA
PERKINS COIE
1201 3RD AVE STE 4900
SEATTLE WA , 98101-3099
UNITED STATES

Correspondent e-mail: pctrademarks@perkinscoie.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF THE TALISMANS	Abandoned - After Inter-Partes Decision	86655517	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
KELLY IP LLP
1919 M STREET NW
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503

GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 19, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 19, 2016	Oct 29, 2016
3	PENDING, INSTITUTED	Sep 19, 2016	
4	NOTICE OF DEFAULT	Nov 10, 2016	
5	BD DECISION: SUSTAINED	Jan 12, 2017	
6	TERMINATED	Jan 12, 2017	

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Mark: GUARDIANS OF THE GALAXY

GUARDIANS OF THE GALAXY

US Serial Number: 85983369

Application Filing Date: Jun. 24, 2013

US Registration Number: 4704586

Registration Date: Mar. 17, 2015

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Mar. 17, 2015

Publication Date: Mar. 25, 2014

Notice of Allowance Date: May 20, 2014

Mark Information

Mark Literal Elements: GUARDIANS OF THE GALAXY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3562304

Child Of: 85968657

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (..) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: Headwear; clothing, namely, belts, bottoms, costumes for use in role-playing games, gloves, Halloween costumes, jackets, loungewear, pants, shirts, sleepwear and tops

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: May 15, 2014

Use in Commerce: May 15, 2014

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street
Burbank, CALIFORNIA 91521
UNITED STATES

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Catherine Bridge

Attorney Primary trademarks@disney.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent CATHERINE BRIDGE
Name/Address: THE WALT DISNEY COMPANY
500 S BUENA VISTA ST
BURBANK, CALIFORNIA 91521-0007
UNITED STATES

Phone: 818-560-1000

Fax: 818-848-6424

Correspondent e- trademarks@disney.com cpinkus@marvel.com
mail:

Correspondent e- Yes
mail Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 17, 2015	REGISTERED-PRINCIPAL REGISTER	
Feb. 12, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Feb. 11, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jan. 22, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jan. 21, 2015	STATEMENT OF USE PROCESSING COMPLETE	70565
Nov. 10, 2014	USE AMENDMENT FILED	70565
Jan. 21, 2015	DIVISIONAL PROCESSING COMPLETE	
Nov. 10, 2014	DIVISIONAL REQUEST RECEIVED	
Jan. 21, 2015	EXTENSION 1 GRANTED	70565
Nov. 03, 2014	EXTENSION 1 FILED	70565
Jan. 16, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	70565
Dec. 15, 2014	CASE ASSIGNED TO INTENT TO USE PARALEGAL	74193
Nov. 10, 2014	TEAS REQUEST TO DIVIDE RECEIVED	
Nov. 10, 2014	TEAS STATEMENT OF USE RECEIVED	
Nov. 03, 2014	TEAS EXTENSION RECEIVED	
May 20, 2014	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 25, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 25, 2014	PUBLISHED FOR OPPOSITION	
Mar. 05, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Feb. 20, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	76532
Feb. 20, 2014	ASSIGNED TO LIE	76532
Jan. 31, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 25, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jan. 24, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jan. 24, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 19, 2013	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Dec. 19, 2013	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Aug. 06, 2013	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325

Aug. 06, 2013	NON-FINAL ACTION E-MAILED	6325
Aug. 06, 2013	NON-FINAL ACTION WRITTEN	77782
Jul. 29, 2013	ASSIGNED TO EXAMINER	77782
Jul. 06, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 27, 2013	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Feb. 11, 2015

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: [91231368](#)

Filing Date: Nov 22, 2016

Status: Terminated

Status Date: Mar 08, 2017

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Artillery Games, Inc.

Correspondent Address: DAVID BENOIT
AETON LAW PARTNERS LLP
101 CENTERPOINT DRIVE SUITE 105
MIDDLETOWN CT , 06457
UNITED STATES

Correspondent e-mail: dbb@aetonlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF ATLAS	Abandoned - After Inter-Partes Decision	86866059	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
Kelly IP LLP
1919 M STREET NW SUITE 610
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF INFINITY	Registered	86730103	5046784
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360

GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT	Jan 11, 2017	
5	BD DECISION: SUSTAINED	Mar 08, 2017	
6	TERMINATED	Mar 08, 2017	

Type of Proceeding: Opposition

Proceeding Number: [91230140](#)

Filing Date: Sep 19, 2016

Status: Terminated

Status Date: Jan 12, 2017

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: Gatti Ltd

Correspondent Address: JAMES L VANA
PERKINS COIE
1201 3RD AVE STE 4900
SEATTLE WA , 98101-3099
UNITED STATES

Correspondent e-mail: pctrademarks@perkinscoie.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF THE TALISMANS	Abandoned - After Inter-Partes Decision	86655517	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
KELLY IP LLP
1919 M STREET NW
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544

GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 19, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 19, 2016	Oct 29, 2016
3	PENDING, INSTITUTED	Sep 19, 2016	
4	NOTICE OF DEFAULT	Nov 10, 2016	
5	BD DECISION: SUSTAINED	Jan 12, 2017	
6	TERMINATED	Jan 12, 2017	

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Mark: GUARDIANS OF THE GALAXY

GUARDIANS OF THE GALAXY

US Serial Number: 85968661

Application Filing Date: Jun. 24, 2013

US Registration Number: 4983544

Registration Date: Jun. 21, 2016

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Jun. 21, 2016

Publication Date: Aug. 26, 2014

Notice of Allowance Date: Oct. 21, 2014

Mark Information

Mark Literal Elements: GUARDIANS OF THE GALAXY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3562304

Parent Of: 85982894

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *...* identify additional (new) wording in the goods/services.

For: Audio and visual recordings featuring animated entertainment and games for children; sunglasses

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 16, 2016

Use in Commerce: Mar. 16, 2016

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Filed ITU: Yes

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street
Burbank, CALIFORNIA UNITED STATES 91521

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Catherine Bridge

Attorney Primary trademarks@disney.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent CATHERINE BRIDGE
Name/Address: THE WALT DISNEY COMPANY
500 S BUENA VISTA ST
BURBANK, CALIFORNIA UNITED STATES 91521-0007

Phone: 818-560-1000

Fax: 818-848-6424

Correspondent e-mail: trademarks@disney.com cpinkus@marvel.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jun. 21, 2016	REGISTERED-PRINCIPAL REGISTER	
May 18, 2016	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
May 17, 2016	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Apr. 26, 2016	STATEMENT OF USE PROCESSING COMPLETE	70565
Mar. 29, 2016	USE AMENDMENT FILED	70565
Mar. 29, 2016	TEAS STATEMENT OF USE RECEIVED	
Oct. 23, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Oct. 22, 2015	EXTENSION 2 GRANTED	70565
Oct. 09, 2015	EXTENSION 2 FILED	70565
Oct. 09, 2015	TEAS EXTENSION RECEIVED	
May 21, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
May 21, 2015	CORRECTED NOA E-MAILED	
May 20, 2015	DIVISIONAL PROCESSING COMPLETE	
Apr. 06, 2015	DIVISIONAL REQUEST RECEIVED	
May 20, 2015	EXTENSION 1 GRANTED	70565
Apr. 06, 2015	EXTENSION 1 FILED	70565
May 12, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	70565
Apr. 08, 2015	TEAS REQUEST TO DIVIDE RECEIVED	
Apr. 06, 2015	TEAS EXTENSION RECEIVED	
Oct. 21, 2014	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Aug. 26, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Aug. 26, 2014	PUBLISHED FOR OPPOSITION	
Aug. 06, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jul. 23, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	73296
Jul. 21, 2014	ASSIGNED TO LIE	73296
Jul. 03, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 02, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jul. 02, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jul. 02, 2014	TEAS REQUEST FOR RECONSIDERATION RECEIVED	

Feb. 19, 2014	NOTIFICATION OF FINAL REFUSAL EMAILED	
Feb. 19, 2014	FINAL REFUSAL E-MAILED	
Feb. 19, 2014	FINAL REFUSAL WRITTEN	77782
Jan. 25, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jan. 24, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jan. 24, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 19, 2013	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Dec. 19, 2013	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Aug. 06, 2013	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 06, 2013	NON-FINAL ACTION E-MAILED	6325
Aug. 06, 2013	NON-FINAL ACTION WRITTEN	77782
Jul. 29, 2013	ASSIGNED TO EXAMINER	77782
Jul. 06, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 27, 2013	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: May 17, 2016

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: [91231368](#)

Filing Date: Nov 22, 2016

Status: Terminated

Status Date: Mar 08, 2017

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Artillery Games, Inc.

Correspondent Address: DAVID BENOIT
AETON LAW PARTNERS LLP
101 CENTERPOINT DRIVE SUITE 105
MIDDLETOWN CT UNITED STATES , 06457

Correspondent e-mail: dbb@aetonlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF ATLAS	Abandoned - After Inter-Partes Decision	86866059	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
Kelly IP LLP
1919 M STREET NW SUITE 610
WASHINGTON DC UNITED STATES , 20036

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF INFINITY	Registered	86730103	5046784

GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT	Jan 11, 2017	
5	BD DECISION: SUSTAINED	Mar 08, 2017	
6	TERMINATED	Mar 08, 2017	

Type of Proceeding: Opposition

Proceeding Number: [91230140](#)

Filing Date: Sep 19, 2016

Status: Terminated

Status Date: Jan 12, 2017

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: Gatti Ltd

Correspondent Address: JAMES L VANA
PERKINS COIE
1201 3RD AVE STE 4900
SEATTLE WA UNITED STATES , 98101-3099

Correspondent e-mail: pctrademarks@perkinscoie.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF THE TALISMANS	Abandoned - After Inter-Partes Decision	86655517	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
KELLY IP LLP
1919 M STREET NW
WASHINGTON DC UNITED STATES , 20036

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503

GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 19, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 19, 2016	Oct 29, 2016
3	PENDING, INSTITUTED	Sep 19, 2016	
4	NOTICE OF DEFAULT	Nov 10, 2016	
5	BD DECISION: SUSTAINED	Jan 12, 2017	
6	TERMINATED	Jan 12, 2017	

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Mark: GUARDIANS OF THE GALAXY

GUARDIANS OF THE GALAXY

US Serial Number: 85968657

Application Filing Date: Jun. 24, 2013

US Registration Number: 4756522

Registration Date: Jun. 16, 2015

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Jun. 16, 2015

Publication Date: Mar. 25, 2014

Notice of Allowance Date: May 20, 2014

Mark Information

Mark Literal Elements: GUARDIANS OF THE GALAXY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3562304

Parent Of: 85983369

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *...* identify additional (new) wording in the goods/services.

For: Footwear; clothing, namely, aprons, beachwear, hosiery, socks, sweatshirts, swimwear and underwear

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 31, 2015

Use in Commerce: Mar. 31, 2015

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Filed ITU: Yes

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street
Burbank, CALIFORNIA UNITED STATES 91521

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Catherine Bridge

Attorney Primary trademarks@disney.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent CATHERINE BRIDGE
Name/Address: THE WALT DISNEY COMPANY
500 S BUENA VISTA ST
BURBANK, CALIFORNIA UNITED STATES 91521-0007

Phone: 818-560-1000

Fax: 818-848-6424

Correspondent e-mail: trademarks@disney.com cpinkus@marvel.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jun. 16, 2015	REGISTERED-PRINCIPAL REGISTER	
May 12, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
May 11, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
May 08, 2015	STATEMENT OF USE PROCESSING COMPLETE	70565
May 05, 2015	USE AMENDMENT FILED	70565
May 05, 2015	TEAS STATEMENT OF USE RECEIVED	
Jan. 22, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jan. 22, 2015	CORRECTED NOA E-MAILED	
Jan. 21, 2015	DIVISIONAL PROCESSING COMPLETE	
Nov. 10, 2014	DIVISIONAL REQUEST RECEIVED	
Jan. 21, 2015	EXTENSION 1 GRANTED	70565
Nov. 03, 2014	EXTENSION 1 FILED	70565
Jan. 16, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	70565
Dec. 15, 2014	CASE ASSIGNED TO INTENT TO USE PARALEGAL	74193
Nov. 10, 2014	TEAS REQUEST TO DIVIDE RECEIVED	
Nov. 03, 2014	TEAS EXTENSION RECEIVED	
May 20, 2014	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 25, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 25, 2014	PUBLISHED FOR OPPOSITION	
Mar. 05, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Feb. 20, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	76532
Feb. 20, 2014	ASSIGNED TO LIE	76532
Jan. 31, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 25, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jan. 24, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jan. 24, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 19, 2013	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888

Dec. 19, 2013	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Aug. 06, 2013	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 06, 2013	NON-FINAL ACTION E-MAILED	6325
Aug. 06, 2013	NON-FINAL ACTION WRITTEN	77782
Jul. 29, 2013	ASSIGNED TO EXAMINER	77782
Jul. 06, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 27, 2013	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: May 11, 2015

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: [91231368](#)

Filing Date: Nov 22, 2016

Status: Terminated

Status Date: Mar 08, 2017

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Artillery Games, Inc.

Correspondent Address: DAVID BENOIT
AETON LAW PARTNERS LLP
101 CENTERPOINT DRIVE SUITE 105
MIDDLETOWN CT UNITED STATES , 06457

Correspondent e-mail: dbb@aetonlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF ATLAS	Abandoned - After Inter-Partes Decision	86866059	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
Kelly IP LLP
1919 M STREET NW SUITE 610
WASHINGTON DC UNITED STATES , 20036

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF INFINITY	Registered	86730103	5046784
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522

GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT	Jan 11, 2017	
5	BD DECISION: SUSTAINED	Mar 08, 2017	
6	TERMINATED	Mar 08, 2017	

Type of Proceeding: Opposition

Proceeding Number: [91230140](#)

Filing Date: Sep 19, 2016

Status: Terminated

Status Date: Jan 12, 2017

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: Gatti Ltd

Correspondent Address: JAMES L VANA

PERKINS COIE
1201 3RD AVE STE 4900
SEATTLE WA UNITED STATES , 98101-3099

Correspondent e-mail: pctrademarks@perkinscoie.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF THE TALISMANS	Abandoned - After Inter-Partes Decision	86655517	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD

KELLY IP LLP
1919 M STREET NW
WASHINGTON DC UNITED STATES , 20036

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544

GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 19, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 19, 2016	Oct 29, 2016
3	PENDING, INSTITUTED	Sep 19, 2016	
4	NOTICE OF DEFAULT	Nov 10, 2016	
5	BD DECISION: SUSTAINED	Jan 12, 2017	
6	TERMINATED	Jan 12, 2017	

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Mark: GUARDIANS OF THE GALAXY

GUARDIANS OF THE GALAXY

US Serial Number: 85968664

Application Filing Date: Jun. 24, 2013

US Registration Number: 4786360

Registration Date: Aug. 04, 2015

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Aug. 04, 2015

Publication Date: Apr. 22, 2014

Notice of Allowance Date: Jun. 17, 2014

Mark Information

Mark Literal Elements: GUARDIANS OF THE GALAXY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3562304

Parent Of: 85983326

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (..) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: Card games; children's multiple activity toys; Christmas tree ornaments and decorations; electric action toys; musical toys; playing cards; skateboards; talking toys; target games; toy model hobbycraft kits

International Class(es): 028 - Primary Class

U.S Class(es): 022, 023, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 2014

Use in Commerce: Nov. 2014

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street
Burbank, CALIFORNIA 91521
UNITED STATES

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Catherine Bridge

Attorney Primary trademarks@disney.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent CATHERINE BRIDGE
Name/Address: THE WALT DISNEY COMPANY
500 S BUENA VISTA ST
BURBANK, CALIFORNIA 91521-0007
UNITED STATES

Phone: 818-560-1000

Fax: 818-848-6424

Correspondent e- trademarks@disney.com cpinkus@marvel.com
mail:

Correspondent e- Yes
mail Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Aug. 04, 2015	REGISTERED-PRINCIPAL REGISTER	
Jul. 02, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jul. 01, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jun. 10, 2015	STATEMENT OF USE PROCESSING COMPLETE	76538
May 21, 2015	USE AMENDMENT FILED	76538
May 21, 2015	TEAS STATEMENT OF USE RECEIVED	
Feb. 20, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Feb. 20, 2015	CORRECTED NOA E-MAILED	
Feb. 19, 2015	DIVISIONAL PROCESSING COMPLETE	
Dec. 03, 2014	DIVISIONAL REQUEST RECEIVED	
Feb. 19, 2015	EXTENSION 1 GRANTED	76538
Nov. 20, 2014	EXTENSION 1 FILED	76538
Feb. 12, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76538
Feb. 05, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	74193
Dec. 03, 2014	TEAS REQUEST TO DIVIDE RECEIVED	
Nov. 20, 2014	TEAS EXTENSION RECEIVED	
Jun. 17, 2014	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 22, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Apr. 22, 2014	PUBLISHED FOR OPPOSITION	
Apr. 02, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Mar. 17, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	70468
Mar. 07, 2014	ASSIGNED TO LIE	70468
Feb. 18, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 25, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jan. 24, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jan. 24, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 19, 2013	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Dec. 19, 2013	TEAS CHANGE OF OWNER ADDRESS RECEIVED	

Aug. 06, 2013	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 06, 2013	NON-FINAL ACTION E-MAILED	6325
Aug. 06, 2013	NON-FINAL ACTION WRITTEN	77782
Jul. 29, 2013	ASSIGNED TO EXAMINER	77782
Jul. 06, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 27, 2013	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jul. 01, 2015

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: [91231368](#)

Filing Date: Nov 22, 2016

Status: Terminated

Status Date: Mar 08, 2017

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Artillery Games, Inc.

Correspondent Address: DAVID BENOIT
AETON LAW PARTNERS LLP
101 CENTERPOINT DRIVE SUITE 105
MIDDLETOWN CT , 06457
UNITED STATES

Correspondent e-mail: dbb@aetonlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF ATLAS	Abandoned - After Inter-Partes Decision	86866059	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
Kelly IP LLP
1919 M STREET NW SUITE 610
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF INFINITY	Registered	86730103	5046784
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522

GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT	Jan 11, 2017	
5	BD DECISION: SUSTAINED	Mar 08, 2017	
6	TERMINATED	Mar 08, 2017	

Type of Proceeding: Opposition

Proceeding Number: [91230140](#)

Filing Date: Sep 19, 2016

Status: Terminated

Status Date: Jan 12, 2017

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: Gatti Ltd

Correspondent Address: JAMES L VANA
PERKINS COIE
1201 3RD AVE STE 4900
SEATTLE WA , 98101-3099
UNITED STATES

Correspondent e-mail: pctrademarks@perkinscoie.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF THE TALISMANS	Abandoned - After Inter-Partes Decision	86655517	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
KELLY IP LLP
1919 M STREET NW
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586

GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 19, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 19, 2016	Oct 29, 2016
3	PENDING, INSTITUTED	Sep 19, 2016	
4	NOTICE OF DEFAULT	Nov 10, 2016	
5	BD DECISION: SUSTAINED	Jan 12, 2017	
6	TERMINATED	Jan 12, 2017	

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Mark: GUARDIANS OF THE GALAXY

GUARDIANS OF THE GALAXY

US Serial Number: 85983326

Application Filing Date: Jun. 24, 2013

US Registration Number: 4717159

Registration Date: Apr. 07, 2015

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Apr. 07, 2015

Publication Date: Apr. 22, 2014

Notice of Allowance Date: Jun. 17, 2014

Mark Information

Mark Literal Elements: GUARDIANS OF THE GALAXY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3562304

Child Of: 85968664

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Action figures and accessories therefor; board games; balloons; bobblehead dolls; children's play cosmetics; collectable toy figures; jigsaw puzzles; parlor games; plush toys; stuffed toys; toy action figures and accessories therefor; toy building blocks; toy vehicles; toy figures; toy banks; toy watches; toy weapons

International Class(es): 028 - Primary Class

U.S Class(es): 022, 023, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 01, 2011

Use in Commerce: Oct. 01, 2011

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Filed ITU: Yes

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street
Burbank, CALIFORNIA UNITED STATES 91521

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Catherine Bridge

Attorney Primary trademarks@disney.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent CATHERINE BRIDGE
Name/Address: THE WALT DISNEY COMPANY
500 S BUENA VISTA ST
BURBANK, CALIFORNIA UNITED STATES 91521-0007

Phone: 818-560-1000

Fax: 818-848-6424

Correspondent e-mail: trademarks@disney.com cpinkus@marvel.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 07, 2015	REGISTERED-PRINCIPAL REGISTER	
Mar. 03, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Mar. 02, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Feb. 20, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Feb. 19, 2015	STATEMENT OF USE PROCESSING COMPLETE	76538
Dec. 03, 2014	USE AMENDMENT FILED	76538
Feb. 19, 2015	DIVISIONAL PROCESSING COMPLETE	
Dec. 03, 2014	DIVISIONAL REQUEST RECEIVED	
Feb. 19, 2015	EXTENSION 1 GRANTED	76538
Nov. 20, 2014	EXTENSION 1 FILED	76538
Feb. 12, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76538
Feb. 05, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	74193
Dec. 03, 2014	TEAS REQUEST TO DIVIDE RECEIVED	
Dec. 03, 2014	TEAS STATEMENT OF USE RECEIVED	
Nov. 20, 2014	TEAS EXTENSION RECEIVED	
Jun. 17, 2014	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 22, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Apr. 22, 2014	PUBLISHED FOR OPPOSITION	
Apr. 02, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Mar. 17, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	70468
Mar. 07, 2014	ASSIGNED TO LIE	70468
Feb. 18, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 25, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jan. 24, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jan. 24, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 19, 2013	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888

Dec. 19, 2013	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Aug. 06, 2013	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 06, 2013	NON-FINAL ACTION E-MAILED	6325
Aug. 06, 2013	NON-FINAL ACTION WRITTEN	77782
Jul. 29, 2013	ASSIGNED TO EXAMINER	77782
Jul. 06, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 27, 2013	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Mar. 02, 2015

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: [91231368](#)

Filing Date: Nov 22, 2016

Status: Terminated

Status Date: Mar 08, 2017

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Artillery Games, Inc.

Correspondent DAVID BENOIT

Address: AETON LAW PARTNERS LLP
101 CENTERPOINT DRIVE SUITE 105
MIDDLETOWN CT UNITED STATES , 06457

Correspondent e-mail: dbb@aetonlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF ATLAS	Abandoned - After Inter-Partes Decision	86866059	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent LINDA K MCLEOD

Address: Kelly IP LLP
1919 M STREET NW SUITE 610
WASHINGTON DC UNITED STATES , 20036

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF INFINITY	Registered	86730103	5046784
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522

GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT	Jan 11, 2017	
5	BD DECISION: SUSTAINED	Mar 08, 2017	
6	TERMINATED	Mar 08, 2017	

Type of Proceeding: Opposition

Proceeding Number: [91230140](#)

Filing Date: Sep 19, 2016

Status: Terminated

Status Date: Jan 12, 2017

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: Gatti Ltd

Correspondent Address: JAMES L VANA
PERKINS COIE
1201 3RD AVE STE 4900
SEATTLE WA UNITED STATES , 98101-3099

Correspondent e-mail: pctrademarks@perkinscoie.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF THE TALISMANS	Abandoned - After Inter-Partes Decision	86655517	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
KELLY IP LLP
1919 M STREET NW
WASHINGTON DC UNITED STATES , 20036

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544

GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
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GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 19, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 19, 2016	Oct 29, 2016
3	PENDING, INSTITUTED	Sep 19, 2016	
4	NOTICE OF DEFAULT	Nov 10, 2016	
5	BD DECISION: SUSTAINED	Jan 12, 2017	
6	TERMINATED	Jan 12, 2017	

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Mark: GUARDIANS OF THE GALAXY

GUARDIANS OF THE GALAXY

US Serial Number: 85653466

Application Filing Date: Jun. 15, 2012

US Registration Number: 4716788

Registration Date: Apr. 07, 2015

Register: Principal

Mark Type: Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Apr. 07, 2015

Publication Date: Jun. 11, 2013

Notice of Allowance Date: Aug. 06, 2013

Mark Information

Mark Literal Elements: GUARDIANS OF THE GALAXY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Color(s) Claimed: Color is not claimed as a feature of the mark.

Related Properties Information

Claimed Ownership of US Registrations: 3562304

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: ENTERTAINMENT SERVICES, NAMELY, PROVIDING ONLINE NON-DOWNLOADABLE COMIC BOOKS AND GRAPHIC NOVELS FEATURING FICTIONAL ACTION ADVENTURE STORIES AND CHARACTERS; PRODUCTION, DISTRIBUTION, AND RENTAL OF MOTION PICTURE FILMS; PRODUCTION AND RENTAL OF SOUND AND VIDEO RECORDINGS; ENTERTAINMENT SERVICES, NAMELY, MULTIMEDIA PRODUCTION OF CONTINUING ENTERTAINMENT, NEWS, AND CURRENT EVENTS INFORMATION PROGRAMS, WHICH ARE ALL DELIVERED VIA COMMUNICATION AND COMPUTER NETWORKS; PROVIDING ENTERTAINMENT SERVICES VIA A GLOBAL COMMUNICATION NETWORK IN THE NATURE OF WEBSITES FEATURING A WIDE VARIETY OF GENERAL INTEREST ENTERTAINMENT INFORMATION RELATING TO MOTION PICTURE FILMS, RELATED FILM CLIPS, PHOTOGRAPHS, AND OTHER MULTIMEDIA MATERIALS; PROVIDING ENTERTAINMENT INFORMATION VIA A WEBSITE IN THE FIELD OF MOTION PICTURE FILMS; PROVIDING NEWS AND INFORMATION IN THE FIELD OF ENTERTAINMENT RELATING TO MOTION PICTURE FILMS OVER AN ELECTRONIC NETWORK; ONLINE COMPUTER GAMES

International Class(es): 041 - Primary Class

U.S Class(es): 100, 101, 107

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 01, 2014

Use in Commerce: Aug. 01, 2014

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street
Burbank, CALIFORNIA 91521
UNITED STATES

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Catherine Bridge

Attorney Primary trademarks@disney.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent CATHERINE BRIDGE
Name/Address: THE WALT DISNEY COMPANY
500 S BUENA VISTA ST
BURBANK, CALIFORNIA 91521-0007
UNITED STATES

Phone: 818-560-1000

Fax: 818-848-6424

Correspondent e-mail: trademarks@disney.com cpinkus@marvel.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 07, 2015	REGISTERED-PRINCIPAL REGISTER	
Mar. 03, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Feb. 28, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Feb. 07, 2015	STATEMENT OF USE PROCESSING COMPLETE	71034
Jan. 28, 2015	USE AMENDMENT FILED	71034
Jan. 28, 2015	TEAS STATEMENT OF USE RECEIVED	
Aug. 16, 2014	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Aug. 15, 2014	EXTENSION 2 GRANTED	71034
Jul. 22, 2014	EXTENSION 2 FILED	71034
Aug. 15, 2014	CASE ASSIGNED TO INTENT TO USE PARALEGAL	71034
Jul. 22, 2014	TEAS EXTENSION RECEIVED	
Jan. 28, 2014	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jan. 24, 2014	EXTENSION 1 GRANTED	98765
Jan. 24, 2014	EXTENSION 1 FILED	98765
Jan. 24, 2014	TEAS EXTENSION RECEIVED	
Dec. 19, 2013	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Dec. 19, 2013	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Aug. 06, 2013	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Jun. 11, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jun. 11, 2013	PUBLISHED FOR OPPOSITION	
May 22, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
May 09, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	70468
May 01, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	

Apr. 10, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	70468
Apr. 10, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	70468
Mar. 27, 2013	ASSIGNED TO LIE	70468
Mar. 26, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Sep. 28, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Sep. 28, 2012	NON-FINAL ACTION E-MAILED	6325
Sep. 28, 2012	NON-FINAL ACTION WRITTEN	76795
Sep. 28, 2012	ASSIGNED TO EXAMINER	76795
Jun. 25, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 19, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Feb. 28, 2015

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: [91231368](#)

Filing Date: Nov 22, 2016

Status: Terminated

Status Date: Mar 08, 2017

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Artillery Games, Inc.

Correspondent Address: DAVID BENOIT
AETON LAW PARTNERS LLP
101 CENTERPOINT DRIVE SUITE 105
MIDDLETOWN CT , 06457
UNITED STATES

Correspondent e-mail: dbb@aetonlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF ATLAS	Abandoned - After Inter-Partes Decision	86866059	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
Kelly IP LLP
1919 M STREET NW SUITE 610
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF INFINITY	Registered	86730103	5046784
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690

GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT	Jan 11, 2017	
5	BD DECISION: SUSTAINED	Mar 08, 2017	
6	TERMINATED	Mar 08, 2017	

Type of Proceeding: Opposition

Proceeding Number: [91230140](#)

Filing Date: Sep 19, 2016

Status: Terminated

Status Date: Jan 12, 2017

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: Gatti Ltd

Correspondent Address: JAMES L VANA
PERKINS COIE
1201 3RD AVE STE 4900
SEATTLE WA , 98101-3099
UNITED STATES

Correspondent e-mail: pctrademarks@perkinscoie.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF THE TALISMANS	Abandoned - After Inter-Partes Decision	86655517	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
KELLY IP LLP
1919 M STREET NW
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF THE GALAXY	Registered	86335978	4923543

GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 19, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 19, 2016	Oct 29, 2016
3	PENDING, INSTITUTED	Sep 19, 2016	
4	NOTICE OF DEFAULT	Nov 10, 2016	
5	BD DECISION: SUSTAINED	Jan 12, 2017	
6	TERMINATED	Jan 12, 2017	

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Mark: GUARDIANS OF THE GALAXY

GUARDIANS OF THE GALAXY

US Serial Number: 85653599

Application Filing Date: Jun. 15, 2012

US Registration Number: 4712818

Registration Date: Mar. 31, 2015

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Mar. 31, 2015

Publication Date: Nov. 19, 2013

Notice of Allowance Date: Jan. 14, 2014

Mark Information

Mark Literal Elements: GUARDIANS OF THE GALAXY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3562304

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *...* identify additional (new) wording in the goods/services.

For: bed blankets; bed linen; bed sheets; bed skirts; bed spreads; blanket throws; children's blankets; comforters; pillow cases; pillow covers; plastic table covers; throws

International Class(es): 024 - Primary Class

U.S Class(es): 042, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 01, 2014

Use in Commerce: Jul. 01, 2014

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street
Burbank, CALIFORNIA 91521
UNITED STATES

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Catherine Bridge

Attorney Primary trademarks@disney.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent CATHERINE BRIDGE
Name/Address: THE WALT DISNEY COMPANY
500 S BUENA VISTA ST
BURBANK, CALIFORNIA 91521-0007
UNITED STATES

Phone: 818-560-1000

Fax: 818-848-6424

Correspondent e-mail: trademarks@disney.com cpinkus@marvel.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 31, 2015	REGISTERED-PRINCIPAL REGISTER	
Feb. 24, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Feb. 23, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Feb. 02, 2015	STATEMENT OF USE PROCESSING COMPLETE	76538
Dec. 17, 2014	USE AMENDMENT FILED	76538
Jan. 28, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76538
Dec. 17, 2014	TEAS STATEMENT OF USE RECEIVED	
Jun. 14, 2014	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jun. 12, 2014	EXTENSION 1 GRANTED	98765
Jun. 12, 2014	EXTENSION 1 FILED	98765
Jun. 12, 2014	TEAS EXTENSION RECEIVED	
Jan. 14, 2014	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Dec. 19, 2013	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Dec. 19, 2013	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Nov. 19, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 19, 2013	PUBLISHED FOR OPPOSITION	
Oct. 30, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Oct. 16, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	77976
Oct. 15, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 02, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Oct. 02, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Oct. 02, 2013	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
Apr. 29, 2013	NOTIFICATION OF FINAL REFUSAL EMAILED	
Apr. 29, 2013	FINAL REFUSAL E-MAILED	
Apr. 29, 2013	FINAL REFUSAL WRITTEN	76795
Apr. 08, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	77976
Apr. 08, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	77976
Mar. 27, 2013	ASSIGNED TO LIE	77976
Mar. 26, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 06, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325

Oct. 06, 2012	NON-FINAL ACTION E-MAILED	6325
Oct. 06, 2012	NON-FINAL ACTION WRITTEN	76795
Sep. 28, 2012	ASSIGNED TO EXAMINER	76795
Jun. 25, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 19, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Feb. 23, 2015

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: [91231368](#)

Filing Date: Nov 22, 2016

Status: Terminated

Status Date: Mar 08, 2017

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Artillery Games, Inc.

Correspondent Address: DAVID BENOIT
AETON LAW PARTNERS LLP
101 CENTERPOINT DRIVE SUITE 105
MIDDLETOWN CT , 06457
UNITED STATES

Correspondent e-mail: dbb@aetonlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF ATLAS	Abandoned - After Inter-Partes Decision	86866059	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
Kelly IP LLP
1919 M STREET NW SUITE 610
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF INFINITY	Registered	86730103	5046784
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360

GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT	Jan 11, 2017	
5	BD DECISION: SUSTAINED	Mar 08, 2017	
6	TERMINATED	Mar 08, 2017	

Type of Proceeding: Opposition

Proceeding Number: [91230140](#)

Filing Date: Sep 19, 2016

Status: Terminated

Status Date: Jan 12, 2017

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: Gatti Ltd

Correspondent Address: JAMES L VANA
PERKINS COIE
1201 3RD AVE STE 4900
SEATTLE WA , 98101-3099
UNITED STATES

Correspondent e-mail: pctrademarks@perkinscoie.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF THE TALISMANS	Abandoned - After Inter-Partes Decision	86655517	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
KELLY IP LLP
1919 M STREET NW
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544

GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 19, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 19, 2016	Oct 29, 2016
3	PENDING, INSTITUTED	Sep 19, 2016	
4	NOTICE OF DEFAULT	Nov 10, 2016	
5	BD DECISION: SUSTAINED	Jan 12, 2017	
6	TERMINATED	Jan 12, 2017	

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Mark: GUARDIANS OF THE GALAXY

GUARDIANS OF THE GALAXY

US Serial Number: 85653642

Application Filing Date: Jun. 15, 2012

US Registration Number: 4712820

Registration Date: Mar. 31, 2015

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Mar. 31, 2015

Publication Date: May 14, 2013

Notice of Allowance Date: Jul. 09, 2013

Mark Information

Mark Literal Elements: GUARDIANS OF THE GALAXY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3562304

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *...* identify additional (new) wording in the goods/services.

For: appliqués in the form of decals; art prints; a series of fiction books; books, featuring stories and activities for children; calendars; children's activity books; coloring books; comic books; decals; drawing rulers; envelopes; erasers; memo pads; notebooks; paper napkins; pencils; pencil sharpeners; pen and pencil cases; pens; picture books; posters; printed invitations; stickers; trading cards; writing paper; writing implements

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 2014

Use in Commerce: Jul. 2014

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Filed ITU: Yes

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street
Burbank, CALIFORNIA UNITED STATES 91521

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Catherine Bridge

Attorney Primary trademarks@disney.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent CATHERINE BRIDGE
Name/Address: THE WALT DISNEY COMPANY
500 S BUENA VISTA ST
BURBANK, CALIFORNIA UNITED STATES 91521-0007

Phone: 818-560-1000

Fax: 818-848-6424

Correspondent e-mail: trademarks@disney.com cpinkus@marvel.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 31, 2015	REGISTERED-PRINCIPAL REGISTER	
Feb. 24, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Feb. 23, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Feb. 05, 2015	STATEMENT OF USE PROCESSING COMPLETE	76538
Jan. 20, 2015	USE AMENDMENT FILED	76538
Jan. 20, 2015	TEAS STATEMENT OF USE RECEIVED	
Jan. 08, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jan. 07, 2015	EXTENSION 3 GRANTED	76538
Dec. 12, 2014	EXTENSION 3 FILED	76538
Dec. 12, 2014	TEAS EXTENSION RECEIVED	
Jul. 11, 2014	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jul. 10, 2014	EXTENSION 2 GRANTED	76538
Jun. 12, 2014	EXTENSION 2 FILED	76538
Jul. 08, 2014	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76538
Jun. 12, 2014	TEAS EXTENSION RECEIVED	
Dec. 25, 2013	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Dec. 23, 2013	EXTENSION 1 GRANTED	98765
Dec. 23, 2013	EXTENSION 1 FILED	98765
Dec. 23, 2013	TEAS EXTENSION RECEIVED	
Dec. 19, 2013	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Dec. 19, 2013	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Jul. 09, 2013	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
May 14, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
May 14, 2013	PUBLISHED FOR OPPOSITION	
Apr. 24, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Apr. 10, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	67287

Apr. 09, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 09, 2013	EXAMINER'S AMENDMENT ENTERED	67287
Apr. 08, 2013	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Apr. 08, 2013	EXAMINERS AMENDMENT E-MAILED	6328
Apr. 08, 2013	EXAMINERS AMENDMENT -WRITTEN	76795
Mar. 21, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	67287
Mar. 21, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	67287
Mar. 18, 2013	ASSIGNED TO LIE	67287
Mar. 15, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Sep. 28, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Sep. 28, 2012	NON-FINAL ACTION E-MAILED	6325
Sep. 28, 2012	NON-FINAL ACTION WRITTEN	76795
Sep. 28, 2012	ASSIGNED TO EXAMINER	76795
Jun. 25, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 19, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Feb. 23, 2015

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: [91231368](#)

Filing Date: Nov 22, 2016

Status: Terminated

Status Date: Mar 08, 2017

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Artillery Games, Inc.

Correspondent Address: DAVID BENOIT
AETON LAW PARTNERS LLP
101 CENTERPOINT DRIVE SUITE 105
MIDDLETOWN CT UNITED STATES , 06457

Correspondent e-mail: dbb@aetonlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF ATLAS	Abandoned - After Inter-Partes Decision	86866059	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
Kelly IP LLP
1919 M STREET NW SUITE 610
WASHINGTON DC UNITED STATES , 20036

Correspondent e-mail: Linda.McLeod@kelly-ip.com ; DisneyOpp@kelly-ip.com ; lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809

GUARDIANS OF INFINITY	Registered	86730103	5046784
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT	Jan 11, 2017	
5	BD DECISION: SUSTAINED	Mar 08, 2017	
6	TERMINATED	Mar 08, 2017	

Type of Proceeding: Opposition

Proceeding Number: [91230140](#)

Filing Date: Sep 19, 2016

Status: Terminated

Status Date: Jan 12, 2017

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: Gatti Ltd

Correspondent Address: JAMES L VANA

PERKINS COIE
1201 3RD AVE STE 4900
SEATTLE WA UNITED STATES , 98101-3099

Correspondent e-mail: pctrademarks@perkinscoie.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF THE TALISMANS	Abandoned - After Inter-Partes Decision	86655517	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD

KELLY IP LLP
1919 M STREET NW
WASHINGTON DC UNITED STATES , 20036

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
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GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 19, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 19, 2016	Oct 29, 2016
3	PENDING, INSTITUTED	Sep 19, 2016	
4	NOTICE OF DEFAULT	Nov 10, 2016	
5	BD DECISION: SUSTAINED	Jan 12, 2017	
6	TERMINATED	Jan 12, 2017	

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Mark: GUARDIANS OF THE GALAXY

GUARDIANS OF THE GALAXY

US Serial Number: 85653626

Application Filing Date: Jun. 15, 2012

US Registration Number: 4712819

Registration Date: Mar. 31, 2015

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Mar. 31, 2015

Publication Date: May 07, 2013

Notice of Allowance Date: Jul. 02, 2013

Mark Information

Mark Literal Elements: GUARDIANS OF THE GALAXY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3562304

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Clocks; watches

International Class(es): 014 - Primary Class

U.S Class(es): 002, 027, 028, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 01, 2014

Use in Commerce: Aug. 01, 2014

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street
Burbank, CALIFORNIA 91521
UNITED STATES

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Catherine Bridge

Attorney Primary trademarks@disney.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent CATHERINE BRIDGE
Name/Address: THE WALT DISNEY COMPANY
500 S BUENA VISTA ST
BURBANK, CALIFORNIA 91521-0007
UNITED STATES

Phone: 818-560-1000

Fax: 818-848-6424

Correspondent e-mail: trademarks@disney.com cpinkus@marvel.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 31, 2015	REGISTERED-PRINCIPAL REGISTER	
Feb. 24, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Feb. 23, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Feb. 05, 2015	STATEMENT OF USE PROCESSING COMPLETE	76538
Jan. 20, 2015	USE AMENDMENT FILED	76538
Jan. 20, 2015	TEAS STATEMENT OF USE RECEIVED	
Jan. 08, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jan. 07, 2015	EXTENSION 3 GRANTED	76538
Dec. 12, 2014	EXTENSION 3 FILED	76538
Dec. 12, 2014	TEAS EXTENSION RECEIVED	
Jul. 11, 2014	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jul. 10, 2014	EXTENSION 2 GRANTED	76538
Jun. 12, 2014	EXTENSION 2 FILED	76538
Jul. 08, 2014	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76538
Jun. 12, 2014	TEAS EXTENSION RECEIVED	
Dec. 25, 2013	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Dec. 23, 2013	EXTENSION 1 GRANTED	98765
Dec. 23, 2013	EXTENSION 1 FILED	98765
Dec. 23, 2013	TEAS EXTENSION RECEIVED	
Dec. 19, 2013	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Dec. 19, 2013	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Jul. 02, 2013	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
May 07, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
May 07, 2013	PUBLISHED FOR OPPOSITION	
Apr. 17, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Apr. 02, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	70997
Mar. 29, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 21, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	70997
Mar. 21, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	70997
Mar. 20, 2013	ASSIGNED TO LIE	70997

Mar. 18, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 06, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Oct. 06, 2012	NON-FINAL ACTION E-MAILED	6325
Oct. 06, 2012	NON-FINAL ACTION WRITTEN	76795
Sep. 28, 2012	ASSIGNED TO EXAMINER	76795
Jun. 25, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 19, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Feb. 23, 2015

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: [91231368](#)

Filing Date: Nov 22, 2016

Status: Terminated

Status Date: Mar 08, 2017

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Artillery Games, Inc.

Correspondent Address: DAVID BENOIT
AETON LAW PARTNERS LLP
101 CENTERPOINT DRIVE SUITE 105
MIDDLETOWN CT , 06457
UNITED STATES

Correspondent e-mail: dbb@aetonlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF ATLAS	Abandoned - After Inter-Partes Decision	86866059	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
Kelly IP LLP
1919 M STREET NW SUITE 610
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF INFINITY	Registered	86730103	5046784
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544

GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT	Jan 11, 2017	
5	BD DECISION: SUSTAINED	Mar 08, 2017	
6	TERMINATED	Mar 08, 2017	

Type of Proceeding: Opposition

Proceeding Number: [91230140](#)

Filing Date: Sep 19, 2016

Status: Terminated

Status Date: Jan 12, 2017

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: Gatti Ltd

Correspondent Address: JAMES L VANA
PERKINS COIE
1201 3RD AVE STE 4900
SEATTLE WA , 98101-3099
UNITED STATES

Correspondent e-mail: pctrademarks@perkinscoie.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF THE TALISMANS	Abandoned - After Inter-Partes Decision	86655517	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
KELLY IP LLP
1919 M STREET NW
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398

GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 19, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 19, 2016	Oct 29, 2016
3	PENDING, INSTITUTED	Sep 19, 2016	
4	NOTICE OF DEFAULT	Nov 10, 2016	
5	BD DECISION: SUSTAINED	Jan 12, 2017	
6	TERMINATED	Jan 12, 2017	

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Mark: GUARDIANS OF THE GALAXY

GUARDIANS OF THE GALAXY

US Serial Number: 85653650

Application Filing Date: Jun. 15, 2012

US Registration Number: 4696317

Registration Date: Mar. 03, 2015

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Mar. 03, 2015

Publication Date: May 07, 2013

Notice of Allowance Date: Jul. 02, 2013

Mark Information

Mark Literal Elements: GUARDIANS OF THE GALAXY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3562304

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *...* identify additional (new) wording in the goods/services.

For: non-medicated toiletries

International Class(es): 003 - Primary Class

U.S Class(es): 001, 004, 006, 050, 051, 052

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 05, 2014

Use in Commerce: Dec. 05, 2014

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street
Burbank, CALIFORNIA 91521
UNITED STATES

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Catherine Bridge

Attorney Primary trademarks@disney.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent CATHERINE BRIDGE
Name/Address: THE WALT DISNEY COMPANY
500 S BUENA VISTA ST
BURBANK, CALIFORNIA 91521-0007
UNITED STATES

Phone: 818-560-1000

Fax: 818-848-6424

Correspondent e- trademarks@disney.com cpinkus@marvel.com
mail:

Correspondent e- Yes
mail Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 03, 2015	REGISTERED-PRINCIPAL REGISTER	
Jan. 27, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jan. 26, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jan. 06, 2015	STATEMENT OF USE PROCESSING COMPLETE	76538
Dec. 19, 2014	USE AMENDMENT FILED	76538
Dec. 19, 2014	TEAS STATEMENT OF USE RECEIVED	
Jul. 11, 2014	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jul. 10, 2014	EXTENSION 2 GRANTED	76538
Jun. 12, 2014	EXTENSION 2 FILED	76538
Jul. 08, 2014	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76538
Jun. 12, 2014	TEAS EXTENSION RECEIVED	
Dec. 25, 2013	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Dec. 23, 2013	EXTENSION 1 GRANTED	98765
Dec. 23, 2013	EXTENSION 1 FILED	98765
Dec. 23, 2013	TEAS EXTENSION RECEIVED	
Dec. 19, 2013	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Dec. 19, 2013	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Jul. 02, 2013	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
May 07, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
May 07, 2013	PUBLISHED FOR OPPOSITION	
Apr. 17, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Apr. 02, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	70997
Mar. 29, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 21, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	70997
Mar. 21, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	70997
Mar. 20, 2013	ASSIGNED TO LIE	70997
Mar. 18, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 06, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Oct. 06, 2012	NON-FINAL ACTION E-MAILED	6325
Oct. 06, 2012	NON-FINAL ACTION WRITTEN	76795

Sep. 28, 2012 ASSIGNED TO EXAMINER
Jun. 25, 2012 NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM
Jun. 19, 2012 NEW APPLICATION ENTERED IN TRAM

76795

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jan. 26, 2015

Proceedings

Summary

Number of 2
Proceedings:

Type of Proceeding: Opposition

Proceeding Number: [91231368](#)

Filing Date: Nov 22, 2016

Status: Terminated

Status Date: Mar 08, 2017

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Artillery Games, Inc.

Correspondent Address: DAVID BENOIT
AETON LAW PARTNERS LLP
101 CENTERPOINT DRIVE SUITE 105
MIDDLETOWN CT , 06457
UNITED STATES

Correspondent e-mail: dbb@aetonlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF ATLAS	Abandoned - After Inter-Partes Decision	86866059	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
Kelly IP LLP
1919 M STREET NW SUITE 610
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF INFINITY	Registered	86730103	5046784
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY			

	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT	Jan 11, 2017	
5	BD DECISION: SUSTAINED	Mar 08, 2017	
6	TERMINATED	Mar 08, 2017	

Type of Proceeding: Opposition

Proceeding Number: [91230140](#)

Filing Date: Sep 19, 2016

Status: Terminated

Status Date: Jan 12, 2017

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: Gatti Ltd

Correspondent Address: JAMES L VANA
PERKINS COIE
1201 3RD AVE STE 4900
SEATTLE WA , 98101-3099
UNITED STATES

Correspondent e-mail: pctrademarks@perkinscoie.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF THE TALISMANS	Abandoned - After Inter-Partes Decision	86655517	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
KELLY IP LLP
1919 M STREET NW
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522

GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 19, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 19, 2016	Oct 29, 2016
3	PENDING, INSTITUTED	Sep 19, 2016	
4	NOTICE OF DEFAULT	Nov 10, 2016	
5	BD DECISION: SUSTAINED	Jan 12, 2017	
6	TERMINATED	Jan 12, 2017	

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Mark: GUARDIANS OF THE GALAXY

GUARDIANS OF THE GALAXY

US Serial Number: 85653663

Application Filing Date: Jun. 15, 2012

US Registration Number: 4786154

Registration Date: Aug. 04, 2015

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Aug. 04, 2015

Publication Date: Nov. 05, 2013

Notice of Allowance Date: Dec. 31, 2013

Mark Information

Mark Literal Elements: GUARDIANS OF THE GALAXY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3562304

Parent Of: 85983374

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: plastic cake decorations

International Class(es): 020 - Primary Class

U.S Class(es): 002, 013, 022, 025, 032, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: May 2015

Use in Commerce: May 2015

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street
Burbank, CALIFORNIA 91521
UNITED STATES

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Catherine Bridge

Attorney Primary trademarks@disney.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent CATHERINE BRIDGE
Name/Address: THE WALT DISNEY COMPANY
500 S BUENA VISTA ST
BURBANK, CALIFORNIA 91521-0007
UNITED STATES

Phone: 818-560-1000

Fax: 818-848-6424

Correspondent e-mail: trademarks@disney.com cpinkus@marvel.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Aug. 04, 2015	REGISTERED-PRINCIPAL REGISTER	
Jul. 01, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jun. 30, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jun. 24, 2015	STATEMENT OF USE PROCESSING COMPLETE	70565
Jun. 17, 2015	USE AMENDMENT FILED	70565
Jun. 17, 2015	TEAS STATEMENT OF USE RECEIVED	
Feb. 25, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Feb. 25, 2015	CORRECTED NOA E-MAILED	
Feb. 24, 2015	DIVISIONAL PROCESSING COMPLETE	
Dec. 12, 2014	DIVISIONAL REQUEST RECEIVED	
Feb. 24, 2015	EXTENSION 2 GRANTED	70565
Dec. 02, 2014	EXTENSION 2 FILED	70565
Feb. 12, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	70565
Feb. 05, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	74193
Dec. 12, 2014	TEAS REQUEST TO DIVIDE RECEIVED	
Dec. 02, 2014	TEAS EXTENSION RECEIVED	
May 09, 2014	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
May 07, 2014	EXTENSION 1 GRANTED	98765
May 07, 2014	EXTENSION 1 FILED	98765
May 07, 2014	TEAS EXTENSION RECEIVED	
Dec. 31, 2013	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Dec. 19, 2013	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Dec. 19, 2013	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Nov. 05, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 05, 2013	PUBLISHED FOR OPPOSITION	
Oct. 16, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Oct. 03, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	77976
Sep. 26, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 26, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Sep. 26, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889

Sep. 26, 2013	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
May 15, 2013	NOTIFICATION OF FINAL REFUSAL EMAILED	
May 15, 2013	FINAL REFUSAL E-MAILED	
May 15, 2013	FINAL REFUSAL WRITTEN	73349
May 03, 2013	ASSIGNED TO EXAMINER	73349
Apr. 08, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	77976
Apr. 08, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	77976
Mar. 27, 2013	ASSIGNED TO LIE	77976
Mar. 26, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 09, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Oct. 09, 2012	NON-FINAL ACTION E-MAILED	6325
Oct. 09, 2012	NON-FINAL ACTION WRITTEN	82103
Sep. 28, 2012	ASSIGNED TO EXAMINER	82103
Jun. 25, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 19, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jun. 30, 2015

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: [91231368](#)

Filing Date: Nov 22, 2016

Status: Terminated

Status Date: Mar 08, 2017

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Artillery Games, Inc.

Correspondent Address: DAVID BENOIT
AETON LAW PARTNERS LLP
101 CENTERPOINT DRIVE SUITE 105
MIDDLETOWN CT , 06457
UNITED STATES

Correspondent e-mail: dbb@aetonlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF ATLAS	Abandoned - After Inter-Partes Decision	86866059	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
Kelly IP LLP
1919 M STREET NW SUITE 610
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503

GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF INFINITY	Registered	86730103	5046784
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT	Jan 11, 2017	
5	BD DECISION: SUSTAINED	Mar 08, 2017	
6	TERMINATED	Mar 08, 2017	

Type of Proceeding: Opposition

Proceeding Number: [91230140](#)

Filing Date: Sep 19, 2016

Status: Terminated

Status Date: Jan 12, 2017

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: Gatti Ltd

Correspondent Address: JAMES L VANA
PERKINS COIE
1201 3RD AVE STE 4900
SEATTLE WA , 98101-3099
UNITED STATES

Correspondent e-mail: pctrademarks@perkinscoie.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF THE TALISMANS	Abandoned - After Inter-Partes Decision	86655517	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
KELLY IP LLP
1919 M STREET NW
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 19, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 19, 2016	Oct 29, 2016
3	PENDING, INSTITUTED	Sep 19, 2016	
4	NOTICE OF DEFAULT	Nov 10, 2016	
5	BD DECISION: SUSTAINED	Jan 12, 2017	
6	TERMINATED	Jan 12, 2017	

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Mark: GUARDIANS OF THE GALAXY

GUARDIANS OF THE GALAXY

US Serial Number: 85653667

Application Filing Date: Jun. 15, 2012

US Registration Number: 4696318

Registration Date: Mar. 03, 2015

Register: Principal

Mark Type: Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Mar. 03, 2015

Publication Date: May 07, 2013

Notice of Allowance Date: Jul. 02, 2013

Mark Information

Mark Literal Elements: GUARDIANS OF THE GALAXY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3562304

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Computer services, namely, creating an on-line virtual community for registered users to showcase their skills, facilitate interaction among users, engage in social networking, and participate in on-line discussion boards; providing temporary use of non-downloadable software to enable viewing, previewing, sharing and creating blogs via global computer networks and electronic communication networks for use in connection with computers, mobile computers, media players, cellular phones, wireless devices and portable and handheld digital electronic devices

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 08, 2012

Use in Commerce: Jul. 08, 2012

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street
Burbank, CALIFORNIA 91521
UNITED STATES

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Catherine Bridge

Attorney Primary trademarks@disney.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent CATHERINE BRIDGE
Name/Address: THE WALT DISNEY COMPANY
500 S BUENA VISTA ST
BURBANK, CALIFORNIA 91521-0007
UNITED STATES

Phone: 818-560-1000

Fax: 818-848-6424

Correspondent e- trademarks@disney.com cpinkus@marvel.com
mail:

Correspondent e- Yes
mail Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 03, 2015	REGISTERED-PRINCIPAL REGISTER	
Jan. 27, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jan. 26, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jan. 07, 2015	STATEMENT OF USE PROCESSING COMPLETE	76538
Dec. 29, 2014	USE AMENDMENT FILED	76538
Dec. 29, 2014	TEAS STATEMENT OF USE RECEIVED	
Jul. 11, 2014	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jul. 10, 2014	EXTENSION 2 GRANTED	76538
Jun. 12, 2014	EXTENSION 2 FILED	76538
Jul. 08, 2014	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76538
Jun. 12, 2014	TEAS EXTENSION RECEIVED	
Dec. 25, 2013	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Dec. 23, 2013	EXTENSION 1 GRANTED	98765
Dec. 23, 2013	EXTENSION 1 FILED	98765
Dec. 23, 2013	TEAS EXTENSION RECEIVED	
Dec. 19, 2013	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Dec. 19, 2013	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Jul. 02, 2013	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
May 07, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
May 07, 2013	PUBLISHED FOR OPPOSITION	
Apr. 17, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Apr. 02, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	70997
Mar. 29, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 21, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	70997
Mar. 21, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	70997
Mar. 20, 2013	ASSIGNED TO LIE	70997
Mar. 18, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 06, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325

Oct. 06, 2012	NON-FINAL ACTION E-MAILED	6325
Oct. 06, 2012	NON-FINAL ACTION WRITTEN	76795
Sep. 28, 2012	ASSIGNED TO EXAMINER	76795
Jun. 25, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 19, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jan. 26, 2015

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: [91231368](#)

Filing Date: Nov 22, 2016

Status: Terminated

Status Date: Mar 08, 2017

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Artillery Games, Inc.

Correspondent Address: DAVID BENOIT
AETON LAW PARTNERS LLP
101 CENTERPOINT DRIVE SUITE 105
MIDDLETOWN CT , 06457
UNITED STATES

Correspondent e-mail: dbb@aetonlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF ATLAS	Abandoned - After Inter-Partes Decision	86866059	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
Kelly IP LLP
1919 M STREET NW SUITE 610
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF INFINITY	Registered	86730103	5046784
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360

GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT	Jan 11, 2017	
5	BD DECISION: SUSTAINED	Mar 08, 2017	
6	TERMINATED	Mar 08, 2017	

Type of Proceeding: Opposition

Proceeding Number: [91230140](#)

Filing Date: Sep 19, 2016

Status: Terminated

Status Date: Jan 12, 2017

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: Gatti Ltd

Correspondent Address: JAMES L VANA
PERKINS COIE
1201 3RD AVE STE 4900
SEATTLE WA , 98101-3099
UNITED STATES

Correspondent e-mail: pctrademarks@perkinscoie.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF THE TALISMANS	Abandoned - After Inter-Partes Decision	86655517	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
KELLY IP LLP
1919 M STREET NW
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544

GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 19, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 19, 2016	Oct 29, 2016
3	PENDING, INSTITUTED	Sep 19, 2016	
4	NOTICE OF DEFAULT	Nov 10, 2016	
5	BD DECISION: SUSTAINED	Jan 12, 2017	
6	TERMINATED	Jan 12, 2017	

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Mark: GUARDIANS OF THE GALAXY

GUARDIANS OF THE GALAXY

US Serial Number: 85983374

Application Filing Date: Jun. 15, 2012

US Registration Number: 4720834

Registration Date: Apr. 14, 2015

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Apr. 14, 2015

Publication Date: Nov. 05, 2013

Notice of Allowance Date: Dec. 31, 2013

Mark Information

Mark Literal Elements: GUARDIANS OF THE GALAXY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3562304

Child Of: 85653663

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: figurines and statuettes made of plastic; cushions; pillows; sleeping bags

International Class(es): 020 - Primary Class

U.S Class(es): 002, 013, 022, 025, 032, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 01, 2014

Use in Commerce: Jul. 01, 2014

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street
Burbank, CALIFORNIA 91521
UNITED STATES

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Catherine Bridge

Attorney Primary trademarks@disney.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent CATHERINE BRIDGE
Name/Address: THE WALT DISNEY COMPANY
500 S BUENA VISTA ST
BURBANK, CALIFORNIA 91521-0007
UNITED STATES

Phone: 818-560-1000

Fax: 818-848-6424

Correspondent e-mail: trademarks@disney.com cpinkus@marvel.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 14, 2015	REGISTERED-PRINCIPAL REGISTER	
Mar. 10, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Mar. 09, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Feb. 25, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Feb. 24, 2015	STATEMENT OF USE PROCESSING COMPLETE	70565
Dec. 12, 2014	USE AMENDMENT FILED	70565
Feb. 24, 2015	DIVISIONAL PROCESSING COMPLETE	
Dec. 12, 2014	DIVISIONAL REQUEST RECEIVED	
Feb. 24, 2015	EXTENSION 2 GRANTED	70565
Dec. 02, 2014	EXTENSION 2 FILED	70565
Feb. 12, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	70565
Feb. 05, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	74193
Dec. 12, 2014	TEAS REQUEST TO DIVIDE RECEIVED	
Dec. 12, 2014	TEAS STATEMENT OF USE RECEIVED	
Dec. 02, 2014	TEAS EXTENSION RECEIVED	
May 09, 2014	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
May 07, 2014	EXTENSION 1 GRANTED	98765
May 07, 2014	EXTENSION 1 FILED	98765
May 07, 2014	TEAS EXTENSION RECEIVED	
Dec. 31, 2013	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Dec. 19, 2013	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Dec. 19, 2013	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Nov. 05, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 05, 2013	PUBLISHED FOR OPPOSITION	
Oct. 16, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Oct. 03, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	77976
Sep. 26, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 26, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Sep. 26, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Sep. 26, 2013	TEAS REQUEST FOR RECONSIDERATION RECEIVED	

May 15, 2013	NOTIFICATION OF FINAL REFUSAL EMAILED	
May 15, 2013	FINAL REFUSAL E-MAILED	
May 15, 2013	FINAL REFUSAL WRITTEN	73349
May 03, 2013	ASSIGNED TO EXAMINER	73349
Apr. 08, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	77976
Apr. 08, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	77976
Mar. 27, 2013	ASSIGNED TO LIE	77976
Mar. 26, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 09, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Oct. 09, 2012	NON-FINAL ACTION E-MAILED	6325
Oct. 09, 2012	NON-FINAL ACTION WRITTEN	82103
Sep. 28, 2012	ASSIGNED TO EXAMINER	82103
Jun. 25, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 19, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Mar. 09, 2015

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: [91231368](#)

Filing Date: Nov 22, 2016

Status: Terminated

Status Date: Mar 08, 2017

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Artillery Games, Inc.

Correspondent Address: DAVID BENOIT
AETON LAW PARTNERS LLP
101 CENTERPOINT DRIVE SUITE 105
MIDDLETOWN CT , 06457
UNITED STATES

Correspondent e-mail: dbb@aetonlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF ATLAS	Abandoned - After Inter-Partes Decision	86866059	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
Kelly IP LLP
1919 M STREET NW SUITE 610
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809

GUARDIANS OF INFINITY	Registered	86730103	5046784
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT	Jan 11, 2017	
5	BD DECISION: SUSTAINED	Mar 08, 2017	
6	TERMINATED	Mar 08, 2017	

Type of Proceeding: Opposition

Proceeding Number: [91230140](#)

Filing Date: Sep 19, 2016

Status: Terminated

Status Date: Jan 12, 2017

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: Gatti Ltd

Correspondent Address: JAMES L VANA
PERKINS COIE
1201 3RD AVE STE 4900
SEATTLE WA , 98101-3099
UNITED STATES

Correspondent e-mail: pctrademarks@perkinscoie.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF THE TALISMANS	Abandoned - After Inter-Partes Decision	86655517	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
KELLY IP LLP
1919 M STREET NW
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 19, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 19, 2016	Oct 29, 2016
3	PENDING, INSTITUTED	Sep 19, 2016	
4	NOTICE OF DEFAULT	Nov 10, 2016	
5	BD DECISION: SUSTAINED	Jan 12, 2017	
6	TERMINATED	Jan 12, 2017	

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Mark: GUARDIANS OF THE GALAXY

GUARDIANS OF THE GALAXY

US Serial Number: 77374366

Application Filing Date: Jan. 17, 2008

US Registration Number: 3562304

Registration Date: Jan. 13, 2009

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Aug. 02, 2018

Publication Date: May 20, 2008

Notice of Allowance Date: Aug. 12, 2008

Mark Information

Mark Literal Elements: GUARDIANS OF THE GALAXY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *.* identify additional (new) wording in the goods/services.

For: Comic books; Magazines featuring printed stories in illustrated form and comic book stories and artwork; Printed periodicals in the field of comic book stories and artwork

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: May 14, 2008

Use in Commerce: May 14, 2008

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street
Burbank, CALIFORNIA 91521

UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Eli Bard

Attorney Primary Email Address: ebard@marvel.com

Attorney Email Authorized: No

Correspondent

Correspondent Name/Address: Eli Bard
Marvel Entertainment, LLC
135 West 50th Street, 7th Floor
New York, NEW YORK 10020
UNITED STATES

Phone: 212.576.8501

Fax: 212.576.8569

Correspondent e-mail: ebard@marvel.com cpinkus@marvel.com tradem
arks@disney.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Aug. 02, 2018	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Aug. 02, 2018	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	71359
Aug. 02, 2018	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	71359
Aug. 01, 2018	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	71359
Jul. 19, 2018	TEAS SECTION 8 & 9 RECEIVED	
Jul. 19, 2018	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 13, 2018	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Jan. 25, 2015	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Jan. 24, 2015	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	70131
Jan. 24, 2015	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	70131
Jan. 12, 2015	TEAS SECTION 8 & 15 RECEIVED	
Jan. 12, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 28, 2014	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Jan. 28, 2014	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Oct. 26, 2010	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 25, 2010	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 19, 2009	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Oct. 19, 2009	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Jan. 13, 2009	REGISTERED-PRINCIPAL REGISTER	
Dec. 11, 2008	LAW OFFICE REGISTRATION REVIEW COMPLETED	74215
Dec. 10, 2008	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Nov. 07, 2008	STATEMENT OF USE PROCESSING COMPLETE	66530
Nov. 05, 2008	USE AMENDMENT FILED	66530
Nov. 07, 2008	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66530
Nov. 05, 2008	TEAS STATEMENT OF USE RECEIVED	
Aug. 12, 2008	NOA MAILED - SOU REQUIRED FROM APPLICANT	
May 20, 2008	PUBLISHED FOR OPPOSITION	
Apr. 30, 2008	NOTICE OF PUBLICATION	
Apr. 15, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	74215
Apr. 15, 2008	ASSIGNED TO LIE	74215
Apr. 09, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 08, 2008	ASSIGNED TO EXAMINER	74887
Jan. 23, 2008	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jan. 13, 2019

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Aug. 02, 2018

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: [91231368](#)

Filing Date: Nov 22, 2016

Status: Terminated

Status Date: Mar 08, 2017

Interlocutory Attorney: ANDREW P BAXLEY

Defendant

Name: Artillery Games, Inc.

Correspondent Address: DAVID BENOIT
AETON LAW PARTNERS LLP
101 CENTERPOINT DRIVE SUITE 105
MIDDLETOWN CT , 06457
UNITED STATES

Correspondent e-mail: dbb@aetonlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF ATLAS	Abandoned - After Inter-Partes Decision	86866059	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
Kelly IP LLP
1919 M STREET NW SUITE 610
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF INFINITY	Registered	86730103	5046784
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586

GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT	Jan 11, 2017	
5	BD DECISION: SUSTAINED	Mar 08, 2017	
6	TERMINATED	Mar 08, 2017	

Type of Proceeding: Opposition

Proceeding Number: [91230140](#)

Filing Date: Sep 19, 2016

Status: Terminated

Status Date: Jan 12, 2017

Interlocutory Attorney: GEOFFREY MCNUTT

Defendant

Name: Gatti Ltd

Correspondent Address: JAMES L VANA
PERKINS COIE
1201 3RD AVE STE 4900
SEATTLE WA , 98101-3099
UNITED STATES

Correspondent e-mail: pctrademarks@perkinscoie.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF THE TALISMANS	Abandoned - After Inter-Partes Decision	86655517	

Plaintiff(s)

Name: Marvel Characters, Inc.

Correspondent Address: LINDA K MCLEOD
KELLY IP LLP
1919 M STREET NW
WASHINGTON DC , 20036
UNITED STATES

Correspondent e-mail: Linda.McLeod@kelly-ip.com , DisneyOpp@kelly-ip.com , lit-docketing@kelly-ip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690

GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Sep 19, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 19, 2016	Oct 29, 2016
3	PENDING, INSTITUTED	Sep 19, 2016	
4	NOTICE OF DEFAULT	Nov 10, 2016	
5	BD DECISION: SUSTAINED	Jan 12, 2017	
6	TERMINATED	Jan 12, 2017	

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Mark: GUARDIANS OF INFINITY

GUARDIANS OF INFINITY

US Serial Number: 86730103

Application Filing Date: Aug. 19, 2015

US Registration Number: 5046784

Registration Date: Sep. 20, 2016

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Sep. 20, 2016

Publication Date: Jan. 12, 2016

Notice of Allowance Date: Mar. 08, 2016

Mark Information

Mark Literal Elements: GUARDIANS OF INFINITY

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Comic books; printed periodicals in the field of comic book stories and artwork

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 02, 2015

Use in Commerce: Dec. 02, 2015

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Filed ITU: Yes

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: Marvel Characters, Inc.

Owner Address: 500 South Buena Vista Street
Burbank, CALIFORNIA UNITED STATES 91521

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Steve Ackerman

Attorney Primary trademarks@disney.com
Email Address:

Attorney Email Yes
Authorized:

Correspondent

Correspondent STEVE ACKERMAN
Name/Address: Walt Disney
500 S Buena Vista St
Burbank, CALIFORNIA UNITED STATES 91521-0007

Phone: 818-560-1000

Fax: 818-848-6424

Correspondent e-mail: trademarks@disney.com cpinkus@marvel.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Sep. 20, 2016	REGISTERED-PRINCIPAL REGISTER	
Aug. 17, 2016	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Aug. 16, 2016	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Aug. 12, 2016	STATEMENT OF USE PROCESSING COMPLETE	76538
Jul. 19, 2016	USE AMENDMENT FILED	76538
Aug. 11, 2016	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76538
Jul. 19, 2016	TEAS STATEMENT OF USE RECEIVED	
Mar. 08, 2016	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Jan. 12, 2016	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jan. 12, 2016	PUBLISHED FOR OPPOSITION	
Dec. 24, 2015	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Dec. 08, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 03, 2015	ASSIGNED TO EXAMINER	68356
Aug. 25, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Aug. 24, 2015	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Aug. 16, 2016

Proceedings

Summary

Number of 1
Proceedings:

Type of Proceeding: Opposition

Proceeding [91231368](#)
Number:

Filing Date: Nov 22, 2016

Status: Terminated

Status Date: Mar 08, 2017

Interlocutory ANDREW P BAXLEY
Attorney:

Defendant

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Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS OF ATLAS	Abandoned - After Inter-Partes Decision	86866059	

Plaintiff(s)

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Correspondent Address: LINDA K MCLEOD
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Associated marks

Mark	Application Status	Serial Number	Registration Number
GUARDIANS	Registered	85066201	4568503
GUARDIANS 3000	Registered	86418639	4857809
GUARDIANS OF INFINITY	Registered	86730103	5046784
GUARDIANS OF THE GALAXY	Registered	86335978	4923543
GUARDIANS OF THE GALAXY	Registered	86335972	4989190
GUARDIANS OF THE GALAXY	Registered	86139236	4571690
GUARDIANS OF THE GALAXY	Registered	85982894	4773398
GUARDIANS OF THE GALAXY	Registered	85983369	4704586
GUARDIANS OF THE GALAXY	Registered	85968661	4983544
GUARDIANS OF THE GALAXY	Registered	85968657	4756522
GUARDIANS OF THE GALAXY	Registered	85968664	4786360
GUARDIANS OF THE GALAXY	Registered	85983326	4717159
GUARDIANS OF THE GALAXY	Registered	85653466	4716788
GUARDIANS OF THE GALAXY	Registered	85653599	4712818
GUARDIANS OF THE GALAXY	Registered	85653642	4712820
GUARDIANS OF THE GALAXY	Registered	85653626	4712819
GUARDIANS OF THE GALAXY	Registered	85653650	4696317
GUARDIANS OF THE GALAXY	Registered	85653663	4786154
GUARDIANS OF THE GALAXY	Registered	85653667	4696318
GUARDIANS OF THE GALAXY	Registered	85983374	4720834
GUARDIANS OF THE GALAXY	REGISTERED AND RENEWED	77374366	3562304

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 22, 2016	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 22, 2016	Jan 01, 2017
3	PENDING, INSTITUTED	Nov 22, 2016	
4	NOTICE OF DEFAULT	Jan 11, 2017	
5	BD DECISION: SUSTAINED	Mar 08, 2017	
6	TERMINATED	Mar 08, 2017	